URBAN/MUNICIPAL
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1998

AGENDAS/MINUTES
MEETING OF THE COUNCIL OF THE
CORP. OF THE CITY OF HAMILTON

MAY 12, 1998 ...



URBAN/MUNICIPAL
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1998

URBAN MUNICIPAL

MAY 11 1998

GOVERNMENT DOCUMENTS

1998 May 7

MEETING OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, 1998 May 12
7:30 o'clock p.m.
Council Chambers, City Hall

J. J. Schatz
City Clerk

AGENDA

1. National Anthem.

2. Opening Prayer.

The Urban/Municipal Collection
2nd Floor
Hamilton Public Library
+ Bill

3. PRESENTATIONS

   1998 Civic Awards

   (a) Blessed Sacrament Provincial Champions Triple A Minor Bantam Boys Basketball team

   (b) The Westdale Senior Girls Provincial Basketball Championship Team

   (c) Sammy Smith, International World Champion, Tae Kwon Do

4. Certificates of Recognition

   (a) Osvaldo Fava

   (b) Tara Miller

5. Adoption of the minutes of the meeting held 1998 April 16 and 1998 April 28.

6. Correspondence

7. Reports of the Standing Committees:

(a) Transport and Environment Committee
(b) Parks and Recreation Committee
(c) Planning and Development Committee
(d) Finance and Administration Committee

8. Notices of Motion for next meeting.

9. Question Period.

10. Adjournment.

CORRESPONDENCE

Correspondence:

1. Letter dated 1998 April 28 from Wayne Touzel, Owner, RWT Pharmacy Ltd, Centre Mall, Hamilton, Ontario respecting proposed increase in business realty taxes.

Recommendation: **Be Referred to the Finance and Administration Committee.**

OFFICE OF THE CITY CLERK

MAY 0 5 1998

REC. BY ..... DATE .....
REF'D. TO ..... DATE .....
REF'D. TO ..... DATE .....
REF'D. TO ..... DATE .....

ACTION: FOR CITY COUNCIL WITH REF TO FIN & ADM COM

Mr. Wayne Touzel, Owner
RWT Pharmacy Ltd.
Centre Mall
1227 Barton Street East
Hamilton, Ontario
L8H 2V4
549-2408 (b) 388-7859 (h)

April 28, 1998

Mr. J. J. Schatz
City Clerk
71 Main Street West
Hamilton, Ontario
L8P 4Y5

Dear Mr. Schatz:

Re: Business Realty Taxes

I am the owner of RWT Pharmacy Ltd. (operated as Shoppers Drug Mart, Centre Mall) and I have just been provided with some very grave information passed on from the landlord at Centre Mall regarding the proposed increase in the business realty taxes by the City.

The landlord has told me that I will have to pay an increase in these taxes of over 80% This represents an astounding increase in realty taxes of over $60,000.00 per year to my business.

I also understand that banks, office towers, non-mall businesses, etc., and most importantly my direct competitors, may be facing no increase or equivalent decreases in their realty taxes. A sudden tax increase of this size will pose a serious risk to my business and to over 40 employees who work for me.

I believe the City should support a single commercial tax rate that treats all retailers equitably and that it is unfair that I should be asked to subsidize my competition.

I understand the Provincial Minister of Finance has allowed for caps, phase ins and other methods to lessen the impact on my business and I would ask that the City:

- support a single commercial tax rate that treats all retailers fairly
- support the 2.5% cap and maximum phase in period for increases

As this is a most important matter for the business community in the City of Hamilton, I would ask that this matter be referred to the appropriate Standing Committee or to the Committee of the Whole for consideration.

I trust that every consideration is given with respect to this matter and anticipate a reply in this regard.

Yours truly,



Wayne Touzel, B.Sc.Phm., B.Sc.Biochem
Owner, Shoppers Drug Mart
Centre Mall
(Resident of Ward 7)

cc Mayor Robert M. Morrow
Alderman Dave Wilson, Ward 4
Alderman Geraldine Copps, Ward 4
Alderman Terry Anderson, Ward 7
Alderman Bill Kelly, Ward 7

MINUTES

Minutes of Committee of the Whole\City Council
Thursday, 1998 April 16
10:00 o'clock a.m.
Room 233, City Hall

The Council met:

Present: Mayor R. Morrow.
Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan.

Mayor Morrow called the meeting to order.

* * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Caplan that the Report of the Committee of the Whole on the Report of the Committee of the Whole be considered in Committee of the Whole with Mayor Morrow in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Haining, Copps, Charters, Jackson. -9.

NAYS: -0. **CARRIED.**

COMMITTEE OF THE WHOLE - TENTH REPORT

Grants

Section 1 Re: 1998 General Grant Submissions

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Haining, Charters, Jackson. -8.

NAYS: Alderman Copps. -1. **CARRIED.**

* *

It was moved by Alderman Kiss and seconded by Alderman Caplan that the Report of the Committee of the Whole on the Report of the Committee of the Whole, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Haining, Charters, Jackson. -8.

NAYS: Alderman Copps. -1. **CARRIED.**

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City Council then adjourned at 4:30 o'clock p.m.

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Taken as read and approved.

MAYOR R. MORROW

J. J. Schatz
1998 April 16
JJS/dg

REPORT OF THE COMMITTEE OF THE WHOLE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Committee of the Whole presents its **TENTH** Report for 1998 and respectfully recommends:

1. That the 1998 General Grant Recommendations as outlined in Appendix "A", Column 3, attached hereto, be approved in the total amount of $213,260 and funded from within the Grants Centre CH200XX.

   Recorded vote.

   YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Haining, Charters, Jackson. -8.

   NAYS: Alderman Copps. -1. **CARRIED.**

2. Bill E-005 A By-law to Confirm the Proceedings The Council of The Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED

MAYOR ROBERT M. MORROW, CHAIRMAN
COMMITTEE OF THE WHOLE

J. J. Schatz, Secretary
1998 April 16

THE CORPORATION OF THE CITY OF HAMILTON

1998 April 16

1998 GENERAL GRANT SUBMISSIONS

Appendix "A" as referred to in Section 1 of the Tenth Report of the Committee of the Whole for 1998.

Item No. (1)	Name of the Organization (2)	1998 Approved Grant (3)	1998 Requested Grant (4)	1997 Grant (5)
1	Assoziazione Nazionale Combattentie Reduci - to help in continuing renovations to our club	Note 1	$5,000	$1,000
2	**Brain Injury Services of Hamilton** - capital for new equipment	Nil	**$5,000**	
3	Canadian Ballet Youth Ensemble - to help defray costs of Nutcracker Ballet & Festival	Nil	$100,000	$10,000
4	**Canadian Ballet Youth Ensemble-Nutcracker Festival** - to support the Nutcracker Festival	$ 10,000 *** Subject to F/S	**$20,000**	
5	**The Canadian Club of Hamilton** - to help defray costs for school aged children to participate in luncheon events	$ 1,000	**$9,500**	
6	**Canadian Football Hall of Fame and Museum** - to help defray costs of major exhibit renovations (8,000 sq. ft.)	Note 2	**$10,000**	
7	**The Canadian Red Cross Society** - to assist in the sponsorship in First Aid training for minnor sports team coaches	Nil	**$4,500**	
8	**The Canadian Red Cross Society-Jazz Wine & Roman** - to sponsor "Jazz Wine & Romance"	Note 3	**$5,000**	
9	Central City Children's Choir - to subsidize the costs of the choir	$ 1,500 *** Subject to F/S	$15,000	$1,500
10	Comunita Racalmutese Maria SS Del Monte Ontario Inc. - to cover operating expenses and yearly community festivities	$ 5,000	$20,000	$5,000
11	**The Community Centre for Media Arts** - to implement volunteer program	Nil	**$9,379**	
12	Concession Street B.I.A. - to help offset festival costs and programming	$ 1,000	$3,000	$1,000
13	Conqueror II Drum & Bugle Corps - to enable a two-week bus tour	$ 6,000	$9,999	$6,000
14	Diverse Community Achievement Centre of Hamilton & Region Inc.	$ 2,000	$20,000	$3,000

See Notes at end of Appendix

THE CORPORATION OF THE CITY OF HAMILTON

1998 GENERAL GRANT SUBMISSIONS

Appendix A

Item No. (1)	Name of the Organization (2)	1998 Approved Grant (3)	1998 Requested Grant (4)	1997 Grant (5)
15	**Earth Day Hamilton - request for operating costs** **- request for capital**	Note 4 Note 1 $ -	**$96,340** **$50,000** **$146,340**	
16	The English-Speaking Union of Canada - to help defray operating costs	Nil	$1,900	$5,000 (capital)
17	**Flamigos** - to purchase care bag items and liase with others	Nil	**$5,000**	
18	**Friends of Beemer Park** - to buy playground equipment	Nil	**$700**	
19	**Good Shepherd Centres** - to offset the cost of paying for stewards at dinner	Nil	**$1,800**	
20	**Greater Hamilton Chinese Dragon Boat Race** - to defray costs of equipment rental and supplies	Nil	**$4,000**	
21	Greek Canadian Orthodox Church - Grecian Festival	$ 1,800 *** Subject to F/S	$2,800	$1,800
22	Hamilton All Star Jazz Band Inc. - capital for music, uniforms, equipment and operating funds	Note 1	$6,000	$4,000
23	Hamilton Aquatic Water Polo Club - to expand, for summer program for kids and tournament	Nil	$9,000	
24	Hamilton Artists Inc. - to be used for programming and administrative expenses	$ 7,000	$9,000	$7,000
25	The Hamilton Association for Community Living - costs in developing Phase II & train Leisure Facilitators	Note 1	$9,950	
26	**The Hamilton Beach Preservation Committee** - to assist in 175th anniversary celebrations	Note 3	**$5,000**	
27	**Hamilton Board of Education City-Wide Choir** - to help defray operating costs	Note 3	**$4,600**	
28	Hamilton Cardinals - to help defray operating costs	$ 2,400	$2,400	$2,400

See Notes at end of Appendix

THE CORPORATION OF THE CITY OF HAMILTON

1998 GENERAL GRANT SUBMISSIONS

Appendix A

Item No. (1)	Name of the Organization (2)	1998 Approved Grant (3)	1998 Requested Grant (4)	1997 Grant (5)
55	Ontario Visually Impaired Golfers Corp - to provide lessons and privileges to play golf	$ 2,000	$2,500	$2,000
56	Ontario Workers Arts & Heritage Centre - Operating	Note 6	$225,000	
57	The Players' Guild of Hamilton Inc. - to help defray operating costs	$ 3,000	$5,000	$3,000
58	Poseidon Aquatic Club - to assist with general expenses	$ 480	$1,000	$480
59	Ridge Raiders Drum & Bugle Corps - to offset operating expenses	$ 6,000 *** Subject to F/S	$12,000	$6,000
60	**The Scaffold Theatre Project** - to pay for technical and support staff	Nil	**$9,500**	
61	**Serbian Folklore Ensemble "KOLO"** - for general operating costs	Note 3 *** Subject to F/S	**$7,500**	
62	**Steel City Sound Youth Ensemble** - to help offset of operating	Nil	**$5,000**	
63	Symphony Hamilton - to offset operating costs	$ 6,000	$14,000	$6,000
64	**Trinidad & Tobago Assoc. of Hamilton-Wentworth** - to cover operating expenses	$ 500	**$7,500**	
65	Volunteer Centre of Hamilton & District - to offset expenses for Volunteer week	$ 8,000	$10,000	$8,000
66	Wesley Urban Ministries-Kirkendall-Strathcona Neighbourhood House - to help run programs	$ 25,000	$25,000	$25,000
67	Wesley Urban Ministries-Wesley Centre - to help with operating expenses	See above item 66 Recommendation	$25,000	
	SUB-TOTAL of Operating Grants	$ 210,260	$1,227,341	$223,130

See Notes at end of Appendix

THE CORPORATION OF THE CITY OF HAMILTON

1998 GENERAL GRANT SUBMISSIONS

Appendix A

Item No. (1)	Name of the Organization (2)	1998 Approved Grant (3)	1998 Requested Grant (4)	1997 Grant (5)
	CAPITAL GRANTS			
68	Hamilton Filipino Community Centre - to restore the building	0	$27,500	$12,500 (capital)
69	Hamilton Victoria Club - to assist in cost of new ceiling	Note 1	$9,900	$5,000 (capital)
70	**Lakeland Community Centre** - Renovations	Note 7	**$100,000**	
71	Reach Forth Ministries - equipment	1,000	$8,000	$1,000
	SUB-TOTAL of Capital Grants	$ 1,000	$145,400	$18,500
	SUB-TOTAL of Operating & Capital Grants	$ 211,260	$1,372,741	$241,630
	LATE GRANT REQUESTS			
72	Centre D'Accueil Hamilton-Wentworth - to offset development and local improvement charges	Nil	244,867	
73	Hamilton Cultural & Ethnic Mosaic Association - to assist in organizing Kaleidoscope parade & festival	$ 2,000 *** Subject to F/S	$8,500	
74	Hamilton Federation of Boxing - to asist with operating costs and repairs and purchase of equipment	Nil	$9,920	
	SUB-TOTAL of Late Grant Request	$ 2,000	$263,287	
	Total Requested Amount	$ 213,260	$1,636,028	$241,630
	Unallocated General Grant Funds	$ 7,000		

BOLD INDICATES FIRST TIME APPLICANT

INDICATES LATE APPLICATION

Notes to the 1998 General Grant Recommendations

Note 1 Refer to Capital Grants Process
Note 2 Refer to the Federal Minister of Canadian Heritage
Note 3 Refer to the Mayor's Office
Note 4 Refer to the Mayor's Office, Economic Development and Recreation Departments
Note 5 Refer to the Mayor's Office, and Community Development Department
Note 6 Refer to Capital Budget
Note 7 Refer to Special Ward Committee

See Notes at end of Appendix

Minutes of Hamilton City Council
Tuesday, 1998 April 28
7:30 o'clock p.m.
Council Chamber, City Hall

The Council met:

Present: Mayor Morrow.
Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, D'Amico, O'Sullivan.

Mayor R. M. Morrow called the meeting to order.

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The National Anthem was played.

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Major Roland Shea, Salvation Army led Council in prayer.

PRESENTATIONS

Mayor R. M. Morrow was presented with a Red Shield Flag from the Salvation Army.

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Mayor R. M. Morrow presented a Certificate of Recognition to Jack Harvey.

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Mayor R. M. Morrow presented a Plaque to the Red Petunia Sponsors. In attendance were the following Sponsors:

Frank Butty - Frank Butty Ltd.
Stan Genno - 900 CHML/CJXY

Lynn Longwill - The Hamilton Spectator
Don Dussault - Imperial Oil Products and Chemical Division
Bruce Dykstra - Hamilton District Christian High School
Jim Vanderkooy - Hamilton District Christian High School
Denise Dickie - ONTV
Cor Vanderkruk - Connon Nurseries

* * * * * * * *

Mayor R. M. Morrow presented Certificates of Recognition to the following who served as Citizen Members on City Boards\Committees:.

Gordon Birk - Hamilton Historical Board
Peter Burns - Hamilton Public Library Board
Michael Cuberovic - Keep Hamilton Clean Committee
Wanda Dzierzbicki - Hamilton Status of Women Sub-Committee
Beth Fraser - Hamilton Status of Women Sub-Committee
Michaelene Galan - Property Standards Committee
Colleen Howey - Hamilton Status of Women Sub-Committee
Lorne Kenyon - New Mum Show Sub-Committee
Stephen Kostyshyn - Hamilton Historical Board
Jasper Kujavsky - Hamilton Entertainment and Convention Facilities Inc.
Bruce Law - Committee of Adjustment
Nancie Mleczko - Municipal Non-Profit (Hamilton) Housing Corporation/Hamilton Housing Company Limited
Alan Stacey - Hamilton Region Conservation Authority
Susan Smith - Hamilton Status of Women Sub-Committee
May Toth - Hamilton Status of Women Sub-Committee
John Vinken - Property Standards Committee
Berta Walton - Municipal Non-Profit (Hamilton) Housing Corporation/Hamilton Housing Company Limited
Elizabeth Wonnacott - Hamilton Status of Women Sub-Committee
Gerri Yachetti - Hamilton Status of Women Sub-Committee

ADOPTION OF MINUTES

The minutes of the meetings held: 1998 April 9 (special meeting) and 1998 April 14 (regular meeting) were adopted as circulated.

CORRESPONDENCE

1. Letter dated 1998 April 15 from W. A. Thomas, General Manager, Hydro-Electric Commission of the City of Hamilton, Re: Change in Commission Chair Person.

Received.

2. Application dated 1998 April 8 from Daniel Ford, 103 Victoria Avenue South, Hamilton, Ontario, for a change in zoning from "G-3" (Public Parking Lots) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District for 27 Albert Street, Hamilton, Ontario.

Received.

3. Application dated 1998 April 2 from H.G.H. Developments Ltd., 8 Main Street East, Suite 202, Hamilton, Ontario, for a change in zoning from "JJ" (Restricted Light Industrial) District to "HH" (Restricted Community Shopping and Commercial etc.) District for 237-247 Centennial Parkway North, Hamilton, Ontario.

Received.

4. Application dated 1998 April 2 from Mr. J. Zaborsky, c/o Bestco Construction Corp., 62 Earl Street, Hamilton, Ontario, for a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District for lands located at the south-west limits of Annabelle Street, Hamilton, Ontario, and Subdivision Application 25T-89002 (Annabelle Place) for 8 lots for single family dwellings.

Received.

* *

It was moved by Alderman Kiss and seconded by Alderman Caplan that the Reports of the Planning and Development Committee, the Finance and Administration Committee, the City of Hamilton Licensing Committee, and the Report of His Worship Mayor R. M. Morrow, be considered in Committee of the Whole with Alderman Morelli in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. -17.

NAYS: -0. **CARRIED.**

PLANNING & DEVELOPMENT COMMITTEE - EIGHTH REPORT

Section 5 Re: Demolition of 49 Royal Avenue

Recorded vote.

YEAS: Mayor Morrow, Aldermen Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. -15.

NAYS: Aldermen Kiss, Copps. -2. **CARRIED.**

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Section 7 Re: Demolition - 1478 Upper James Stsreet

Recorded vote.

YEAS: Mayor Morrow, Aldermen Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. -16.

NAYS: Alderman Kiss. -1. **CARRIED.**

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Section 12 Re: 1650 Upper Ottawa Street

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Anderson, Kelly, D'Amico, O'Sullivan. -15.

NAYS: Aldermen Charters, Jackson. -2. **CARRIED.**

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Section 13 (d) (e) and (f) Re: Mohawk College - 135 Fennell Avenue West

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly. -14.

NAYS: Aldermen Copps, D'Amico, O'Sullivan. -3. **CARRIED.**

FINANCE & ADMINISTRATION COMMITTEE - TWELFTH REPORT

Section 3 Re: Pedestrian Walkway - Eaton's\Hamilton Farmers Market\Jackson Square Motion to close the debate

Recorded vote.

YEAS: Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. -15.

NAYS: Mayor Morrow, Alderman Copps. -2. **CARRIED.**

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Section 3 Re: Pedestrian Walkway - Eaton's\Hamilton Farmers Market\Jackson Square

Recorded vote.

YEAS: Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. -16.

NAYS: Mayor Morrow. -1. **CARRIED.**

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Section 8 Re: G. C. Duke Equipment Ltd., Burlington - Purchase Order

It was moved by Alderman Anderson and seconded by Alderman Wilson that Section 8 of the Twelfth Report of the Finance and Administration Committee be amended by deleting

"to be financed through T.B. McQueston Park Development, Capital Funds Account No. CF629254005 in the fifth and sixth lines; and, "to be financed through the Turner Park Development Phase II, Capital Funds Account No. CF629754034" in the ninth, tenth or eleventh lines and that the following section be added

(b) That the Finance and Administration Committee determine the method of financing not to include financing from T.B. McQueston Park Development, Capital Funds Account No. CF629254005 and Turner Park Development Phase II Capital Funds Account No. CF 629754034. **CARRIED.**

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Section 14 Re: Hamilton Harbour Commissioners - Memorandum of Agreement

It was moved by Alderman Charters and seconded by Alderman Wilson that the following be added as section 14 of the Twelfth Report for 1998 of the Finance and Administration Committee:

14. (a) That City Council advise the Hamilton Harbour Commissioners that the City does not accept the conditions added by them in their correspondence dated November 18, 1997, to the Memorandum of Agreement of September 29, 1997; and,

(b) That they be further advised that given those conditions, the Memorandum of Agreement of September 29, 1997 is hereby defeated. **CARRIED.**

CITY OF HAMILTON LICENSING COMMITTEE - THIRD REPORT

REPORT OF HIS WORSHIP MAYOR R. M. MORROW - SECOND REPORT

ACTING MAYOR FOR THE MONTH OF MAY, 1998

It was moved by Alderman Kiss and seconded by Alderman Copps that Alderman D. Haining be appointed Acting Mayor for the month of May, 1998. **CARRIED.**

* *

It was moved by Alderman Kiss and seconded by Alderman Caplan that the Report of the Committee of the Whole on the Reports of the Planning and Development Committee, the Finance and Administration Committee, the City of Hamilton Licensing Committee, and the Report of His Worship Mayor R. M. Morrow, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. -17.

NAYS: -0. **CARRIED.**

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City Council then adjourned at 9:30 o'clock p.m.

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Taken as read and approved.

MAYOR R. M. MORROW

J. J. Schatz
City Clerk
1998 April 28
JJS/dg

REPORTS

TRANSPORT & ENVIRONMENT COMMITTEE

REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Transport and Environment Committee presents its **SEVENTH** Report for 1998 and respectfully recommends:

1. That approval be given to the Commissioner of Public Works and Traffic to advertise the traffic calming plan for Albright Road from Quigley Road to Mount Albion Road.

2. That the existing "Permit Parking" regulation on the north side of Campbell Avenue commencing at a point 64 feet east of Carlisle Street and extending to a point 24 feet easterly therefrom, and on the south side of Campbell Avenue commencing at a point 44 feet east of the east curb line of Carlisle Street and extending to a point 16 feet easterly therefrom be removed, and that the City Traffic By-law No. 89-72 be amended accordingly.

3. That the existing "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the west side of Dalewood Avenue between Arnold Street and Traymore Avenue be replaced with a "Two Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Saturday" regulation, and that the City Traffic By-law No. 89-72 be amended accordingly.

4. That the existing "No Parking" regulation on the south side of Burlington Street East commencing at a point 115 feet east of Catharine Street North and extending to a point 40 feet easterly therefrom be revised such that the regulation commences at a point 103 feet east of Catharine Street North and extends to a point 52 feet easterly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly.

5. That the existing single metered parking space on the north side of King William Street commencing 209 feet west of Ferguson Avenue be replaced with a "No Stopping" regulation commencing at a point 129 feet west of Ferguson Avenue and extending to a point 98 feet westerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly.

6. (a) That a full-time "Wheelchair Loading Zone" regulation be implemented on the south side of King William Street, commencing 190 feet west of Ferguson Avenue and extending to a point 33 feet westerly therefrom; and,

   (b) That the existing "No Stopping, 4:00 p.m. to 6:00 p.m., Monday to Friday" regulation on the south side of King William Street from Catharine Street to Wellington Street be removed; and,

   (c) That the City Traffic By-law No. 89-72 be amended accordingly.

7. That a "No Parking" regulation be implemented on the west side of John Street South between St. Joseph's Drive and Rockwood Place, and that the City Traffic By-law No. 89-72 be amended accordingly.

8. That the existing "Permit Parking" regulation on the east side of East 24th Street commencing at a point 240 feet south of Crockett Street and extending to a point 26 feet southerly therefrom be removed, and that the City Traffic By-law No. 89-72 be amended accordingly.

9. (a) That a "Permit Parking" regulation be implemented on the south side of Somerset Avenue commencing at a point 294 feet west of Barnesdale Avenue North and extending to a point 19 feet westerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and

   (b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Andrew Cholette, No. 36 Somerset Avenue.

10. (a) That the existing "No Parking, 7:00 am to 6:00 pm, Monday to Saturday" regulation on the west side of Woodman Drive South between Queenston Road and Secord Drive be revised such that the regulation is in effect "7:00 am to 6:00 pm, Monday to Friday"; and

    (b) That a fulltime "No Parking" regulation be implemented on the west side of Woodman Drive South commencing 191 feet north of Secord Drive and extending to a point 100 feet northerly therefrom; and

    (c) That the City Traffic By-law No. 89-72 be amended accordingly.

11. That the two existing metered parking spaces on the north side of Vine Street commencing 57 feet east of MacNab Street be replaced with a "No Parking" regulation commencing at a point 57 feet east of MacNab Street and extending to a point 43 feet easterly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly.

12. That the existing "Permit Parking" regulation on the north side of Keith Street commencing at a point 116 feet east of Emerald Street North and extending to a point 18 feet easterly therefrom be removed, and that the City Traffic By-law No. 89-72 be amended accordingly.

13. (a) That a "Commercial Vehicle Loading Zone, 24 hours a day, seven days a week" regulation be implemented on the south side of the south branch of King Street East, commencing 93 feet west of Catharine Street and extending to a point 29 feet westerly therefrom; and,

    (b) That a "thirty minute time limit" regulation be implemented on the south side of the south branch of King Street commencing 122 feet west of Catharine Street and extending to a point 104 feet westerly therefrom; and,

    (c) That the City Traffic By-law No. 89-72 be amended accordingly.

14. That the existing by-law entry allowing for a full-time "No Parking" regulation on the east side of Corsica Court (including the bulb) commencing at Bonaparte Way and extending to the south property line of No. 10 Corsica Court be revised to a "No Parking, 8:00 am to 5:00 pm, Monday to Friday" regulation on both sides of Corsica Court (including the bulb), and that the City Traffic By-law No. 89-72 be amended accordingly.

15. That the existing "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the east side of Brigade Drive commencing at a point 205 feet north of Byng Street and extending 40 feet northerly be revised such that the regulation commences at a point 145 feet north of Byng Street and extends 100 feet northerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly.

16. That the existing "No Parking" regulation on the west side of Frid Street commencing 449 feet north of Chatham Street and extending to a point 80 feet northerly therefrom be extended 134 feet northerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly.

17. That the application of John and Vida Pejnovich, owners of No. 305 Melvin Avenue, to execute a boulevard parking agreement be approved provided that:

    (a) the applicant pays the annual fee in accordance with the fee structure approved by the City Council on 1986 March 26 (current annual rate is $64.61 per space for the first two spaces and $32.31 per space for any additional spaces per year) plus taxes, if any, in addition to the $10 encroachment insurance charge approved by the City Council on 1984 February 14; and,

    (b) the owner pays a one-time $50 registration fee, as approved by the City Council on 1986 January 14; and,

    (c) the owner pays a one-time $227.32 processing fee (including G.S.T.), as approved by the City Council on 1988 January 12; and,

    (d) the owner complies with the requirements as set out in the policy approved by the City Council on 1975 June 24, respecting using a portion of road allowance for parking purposes; and,

    (e) the driveway approach, parking area and other structures, as approved by the Commissioner of Public Works and Traffic, be constructed and maintained at the owner's expense; and,

    (f) the owner executes an agreement satisfactory to the City Solicitor, to indemnify and save the City harmless from actions, causes of action, interest, claims, demands, costs, damages, expenses and loss.

18. That the City Solicitor be authorized to amend the Modified Subdivision Agreement registered as Instrument No. 081926 and that the appropriate City Officials be authorized to sign any necessary documentation to amend the Modified Subdivision Agreement registered as Instrument No. 081926 to delete the requirements relating to driveway access.

19. That the applications to retain inadvertent encroachments at the locations as outlined on Appendix "A", appended hereto, be approved during the pleasure of Council, provided:

    (a) That the owners enter into agreements satisfactory to the City Solicitor and Commissioner of Transportation to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss; and,

    (b) That the Mayor and City Clerk be authorized to execute the City's standard form of agreement; and,

    (c) That the first year fees and subsequent annual fees as outlined in Appendix "A" be set for the encroachments.

20. (a) That the submitted schedule of works be adopted for inclusion in the Subdivision Agreement with the Owner for the estimated costs of services in:

    "Olmstead Park - Phase 1", Hamilton
    City's Share - $ - NIL -, Owner's Share - $ 145,023

    (b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreement with the Owner of "Olmstead Park - Phase 1", Hamilton as well as any other related documents for this subdivision subject to the approval of the City Solicitor; and,

    (c) That the approval of the above-noted clauses be subject to the condition that work not be commenced until the Final Plan and Subdivision Agreement has been registered; and,

    (d) That in the event the Owner wishes to proceed prior to the registration of the Final Plan and Subdivision Agreement being registered, he should be allowed to do so at his own risk provided he enters into a standard agreement with the City of Hamilton for pre-servicing.

21. (a) That the submitted schedules of works be adopted for inclusion in the Subdivision Agreements with the Owners for the estimated costs of services in

    "Tiffany - Phase 2", Hamilton
    City's share $ 10,421, Owner's share $ 434,612

"Timothy Survey - Phase 2", Hamilton
City's share -NIL-, Owner's share $ 79,329

(b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreements with the Owners of "Tiffany - Phase 2", Hamilton and "Timothy Survey - Phase 2", Hamilton, as well as and any other related documents for these Subdivisions subject to the approval of the City Solicitor; and,

(c) That the approval of the above-noted clauses be subject to the condition that no work be commenced until the Final Plan and Subdivision Agreement have been registered; and,

(d) In the event that the owner wishes to proceed prior to the registration of the Final Plan and Subdivision Agreement being registered the owner should be allowed to do so at their own risk provided that the owner enters into a standard agreement with the City of Hamilton for pre-servicing; and,

(e) That the City's share of services in "Tiffany - Phase 2", Hamilton ($10,421) be approved and that the Finance and Administration Committee recommend the source of funding.

22. That the application of the Boy Scouts/Girl Guides of Canada to temporarily close the following streets in the City of Hamilton:

(a) Locke Street, from York Boulevard to Main Street

(b) MacNab Street, from Main Street to Hunter Street

(c) Jackson Street, from MacNab Street to City Hall parking lot,

on Saturday 1998 May 30, from 8:00 o'clock a.m. to 12:00 o'clock noon, for the annual Scouts Canada/Guides Canada Parade be approved, subject to the following conditions:

(i) That the prior approval of the Chief of Police or his/her designate be received, and that such permits or authorizations as may be required by the Chief of Police or his/her designate be obtained; and,

(ii) That the applicant provide proof of $2,000,000 public liability insurance, naming the City and the Region as an added insured party with a provision for cross liability, and holding the City and the Region harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss; and,

(iii) That all barricading, detour signing and traffic control be subject to the direction of the Chief of Police or his/her designate; and,

(iv) That all barricading be supplied by and at the expense of the applicant; and,

(v) That "Temporary Road Closure" signs be installed in advance by the Department of Public Works and Traffic, on the affected roadways, if deemed necessary by the Commissioner of Public Works and Traffic, and at the expense of the applicant; and,

(vi) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the City and at the expense of the event organizer; and,

(vii) That no property owner or resident within the barricaded area be denied access to their property upon request; and,

(viii) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the Commissioner of Transportation.

23. (a) That the West Central Branch of the Ontario Ministry of the Environment (MOE) be advised that the City of Hamilton does not object to Certificate of Approval No. A650132 for St. Joseph's Hospital at No. 50 Charlton Avenue East, provided the following are undertaken:

(i) All environmental safeguards normally associated with the proposed activities are implemented and monitored to the satisfaction of the MOE; and,

(ii) That MOE Certificate of Approval No. A650132 contain a condition that states "The only bio-medical waste incinerated shall be generated from medical activities undertaken only at St. Joseph's Hospital"; and,

(b) That a copy of this report be forwarded to the MOE, West Central Branch for their consideration; and,

(c) That a copy of this report be forwarded to the Commissioner of the Regional Environment Department for information; and,

(d) That the MOE, West Central Branch be requested to forward a copy of Certificate of Approval No. A650132 to the City of Hamilton.

24. (a) That the City Engineer be authorized and directed to proceed with the reconstruction of the roadway and sidewalks on Castlefield Drive from No. 39 Castlefield Drive southerly to Fernwood Crescent; and,

(b) That the cost of this work estimated at $183,000 be charged to Account No. CF5200 529642001-1996 Roadway and Sidewalk Reconstruction Program.

25. (a) That the City of Hamilton enter into an agreement satisfactory to the City Solicitor with The RoyalCrest LifeCare Group, for a period of not less than five years whereby parking sufficient for a total of 40 vehicles is reserved for the exclusive use of The RoyalCrest LifeCare Group at the Municipal Parking Facilities located at King and Jarvis Streets (20 spaces), Main Street and Ferguson Avenue (10 spaces), and King William and Wellington Streets (10 spaces); and,

(b) That the aforesaid agreement include provisions whereby the Parking Facilities, and the reserved spaces thereon, remain under the sole jurisdiction, management and control of the City, and requiring that RoyalCrest LifeCare Group purchase 40 parking permits each year, from the Department of Public Works and Traffic, at a rate which shall increase by not more than one dollar per permit for each successive year and which shall be $22 per permit, including Provincial Sales Tax and Goods and Services Tax, for the first year of the agreement; and,

(c) That the aforesaid agreement include provisions whereby the City, at its discretion can adjust the location of the 40 parking spaces within these municipal lots as well as utilizing parking spaces at the municipal lot located at King William Street and Walnut Street; and,

(d) That the aforesaid agreement include an option in favour of The RoyalCrest LifeCare Group to renew the agreement for a subsequent period of up to five years for 20 parking spaces; and,

(e) That the aforesaid agreement include an option in favour of The City to renew the agreement for the same subsequent period of up to five years for 20 parking spaces; and,

(f) That the Commissioner of Public Works and Traffic and the City Solicitor be directed to prepare and implement the subject agreement.

26. (a) That By-law No. 98-080 enacted on 1998 March 10 to authorize sale to the Region of several closed City highways, including a portion of Hixon Street (Part 1, Plan 62R-11546), be amended by deleting from the highways to be sold, the said portion of Hixon Street; and,

(b) That the draft By-law to amend By-law No. 98-080 in accordance with the foregoing be introduced and approved; and,

(c) That the Region's request, (as Purchaser, pursuant to section 7(c) of the Region's 1997 November 11 Offer To Purchase), to complete the Red Hill land sales in several phases, be approved with respect to the lands and former roads (except the said Hixon Street); and,

(d) That following the completion of the City's Red Hill land sales to the Region, that the Senior Director, Roads Division, be directed to report to the Transport and Environment Committee on how Hixon Street may be divided up pursuant to which this Street may also be offered by the City for sale subject to and in accordance with the rights of abutting owners to purchase same pursuant to the Municipal Act.

27. (a) (i) That the lands forming part of the unopened road allowance of part of Dulgaren Street from the east limit of Eaglewood Drive, easterly for 31 metres, being Parts 2, 3 and 4, Plan 62R-14087, be declared surplus to the requirements of the City in accordance with Realty Sales Procedural By-law No. 95-049; and,

(ii) That the Real Estate Division, City Clerk's Department be authorized and directed to sell the subject property in accordance with the Real Property Sales Procedural By-law; and,

(b) (i) That an Offer to Purchase (Highway Closure) the unopened road allowance of part of Dulgaren Street for the price of $24,750, executed by Harp Homes Inc. (A. Modica, Director and A. Falasca, Secretary), dated 1998 March 30, be accepted. The said transaction is scheduled to close on 1998 July 14. Funds derived from this sale be credited to Account No. CH4X501 00102 (Reserve for Property Purchases (Sales)); and,

(ii) That the required deposit cheque in the amount of $2,475 be held by the City Treasurer pending Council approval; and,

(iii) That the City Solicitor be authorized and directed to prepare the necessary transfer documents; and,

(iv) That the City Clerk be authorized and directed to execute and issue a Certificate of Compliance in the form prescribed pursuant to Section 193 of the Municipal Act incorporating the following:

(1) satisfactory notice has been given to the public of the intended sale; and,

(2) no appraisal of fair market value of the real property intended to be sold has been obtained as Highway(Public Highway) Closures and Sales are exempt from the appraisal requirement of Section 193 of the Municipal Act; and,

(c) (i) That the City Engineer be directed to prepare a by-law for the sale of the closed road to the abutting owner; and,

(ii) That the City Clerk be directed to publish a notice pursuant to Section 301 of the Municipal Act, R.S.O. 1990, of the City's intention to pass the By-law.

28. That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) A-35 A By-law to Amend By-law No. 98-080 respecting the Sale of a Portion of Hixon Street

(b) A-36 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

(c) A-37 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

(d) A-38 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

(e) A-39 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

Respectfully Submitted,

Kevin C. Christenson
Secretary

ALDERMAN CHAD COLLINS, CHAIRMAN
TRANSPORT AND ENVIRONMENT COMMITTEE

1998 May 4

Location	Municipal Address	Owner	Type of Encroachment	First Year/Annual Fee
Hess Street North	17 Hess Street North measuring 0.8m x 2.60m	J. & C. Burke	Portion of Porch & Steps	$184/20
King Street West	988 King Street West measuring 2.29m x 1.22m portion of a planter over by 0.34m	New Village Restaurant	Portion of overhead sign	$184/52
Caroline Street N.	211 Caroline Street N. measuring 0.487m x 4.87m	R.&L. Mesaglio	Portion of Porch & Steps	$184/20
Caroline Street N.	213 Caroline Street N. measuring 0.533m x 4.87m	S. Weinroth	Portion of Porch & Steps	$184/20
Hillyard Street	10 Hillyard Street Four concrete curbs measuring 0.30m x 3.20m	Amcan Castings Limited	Four, 1.0m Concrete Posts	$185/20

PARKS & RECREATION

COMMITTEE

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Parks and Recreation Committee presents its **SIXTH** Report for 1998 and respectfully recommends:

1. That approval be granted to the Hamilton Hornets Rugby Football Club to sell alcoholic beverages at Mohawk Sports Park, on 1998 May 16, 26, June 6, 20, July 4, 26, August 8 by Special Occasion Permit only, and in accordance with the terms and conditions of the Licence Agreement.

2. That approval as required by Parks By-law No. 95-126 as amended, Section 11, and under the Standard Terms and Conditions of the Special Events Guidelines, be given to the Glanbrook Minor Baseball Association to allow the sale of alcohol at Bernie Arbour Stadium on Saturday, 1998 June 6.

3. That approval as required by Parks By-law No. 95-126 as amended, Section 11 - to sell alcoholic beverages in a park be given to St. Demetrios Church on the occasion of the annual OPA Greek Festival in Victoria Park, on the following dates and times, subject to the Standard Terms and Conditions of the Special Events Guidelines:

1998 July 23	5:00 o'clock p.m. - 11:00 o'clock p.m.
1998 July 24 and 25	11:00 o'clock a.m. - 11:00 o'clock p.m.
1998 July 26	11:00 o'clock a.m. - 10:00 o'clock p.m.

4. That Section 3 of the Fifth Report of the Parks and Recreation Committee for 1998 approved by City Council on 1998 April 14 be amended to include a subsequent date of 1998 August 2 for CJXY FM A Division of WIC Communications (Y95.3 FM) on the occasion of the Y95 Summerfest in Bayfront Park, 12:00 o'clock noon to 11:00 o'clock p.m., approving parking of vehicles, hosting a fireworks display and selling alcoholic beverages in a park.

5. (a) That approval as required by Section 17 (1) and Section 26 of the Fireworks By-law No. 90-198 and Section 5 of the Parks By-law No. 95-126 as amended, and under the Standard Terms and Conditions of the Special Events Guidelines be given to the Director of Culture and Recreation to contract from one of the following Fireworks Company proposals: Hands Fireworks Inc., B.E.M. Fireworks or Concept Fiatlux Fireworks Inc. to provide a fireworks display on 1998 July 1 on a barge in Hamilton Harbour; and,

(b) That approval be granted to the City of Hamilton to contract food vendors to barbecue and sell food and beverages during the July 1st Canada Day Celebrations in Bayfront and Pier 4 Parks on 1998 July 1 and that 25 percent of the gross sales from the concession be deposited to the First Night Hamilton Celebrations account to assist with fundraising for the event; and,

(c) That approval as required by Parks By-law No. 95-126 as amended, Section 41 Subscriptions and Contributions be given to the Director of Culture and Recreation to partner with Hamilton Professional Fire Fighters Association Local - 288 International Association of Fire Fighters to solicit for money for the Fire Fighters Association Charities and to assist with the fireworks display.

6. That approval as required by Section 17(1) and Section 26 of the Fireworks By-law No. 90-198 and Section 11 of the Parks By-law No. 95-126, be given to the Hamilton Tiger Cat Football Club to hold a low-level Fireworks Display at each home game, subject to the following terms and conditions:

(a) That the Hamilton Tiger Cat Football Club use a qualified Fireworks Supervisor to light the fireworks display; and,

(b) That the Hamilton Tiger Cat Football Club comply with the City of Hamilton Guidelines for Special Events - Ivor Wynne Stadium; and,

(c) That proof of Comprehensive General Liability Insurance for Property Damage and Bodily Injury, subject to cross-liability and severability provisions, naming the Corporation of the City of Hamilton as co-insured be provided to the City of Hamilton; and,

(d) That the Hamilton Tiger Cat Football Club comply with all sections of Fireworks By-law No. 90-198, and Parks By-law No. 95-126; and,

(e) That the Hamilton Tiger Cat Football Club agree to indemnify the Corporation of the City of Hamilton for any bodily injury or property damage caused by the fireworks display.

7. That approval be granted to the Director of Culture and Recreation to enter into a contract in a form acceptable to the City Solicitor, with Ruth Hrycko, as the successful bidder, in response to a Request for Proposal issued through the Purchasing Department on 1998 March 10, and closed on 1998 March 27, for the operation of a food and drink concession at Globe Park for a term of three years, at an annual revenue of $250, and commencing on the signing of this agreement.

8. (a) That a purchase order be issued to Sona Construction Limited of Hamilton, Ontario for the Barrier Free Design Modifications at both Hill Park Recreation Centre and at Dalewood Recreation Centre. The total contract amount will be $99,705 plus construction contingency of $10,000 plus applicable GST of $7,679 plus special provision of $2,150 to a total of $119,534; and,

   (b) That the work be financed from Canada Ontario Infrastructure Programme, Barrier Free Access - City Bldgs CF809453005; and,

   (c) That a contract satisfactory to the City Solicitor be entered into between the City and the Contractor; and,

   (d) That the Mayor and the City Clerk be authorized to execute the contract on behalf of the City.

9. (a) That the City of Hamilton enter into a Lease Renewal with McMaster University to lease lands at the west end of the Campus for the operation of the Hamilton/Scourge Conversation Laboratory; and,

   (b) That the Lease Renewal contain the following terms and conditions:

      (i) Term - Commences 1998 October 1 and terminates 2008 September 30; and,

      (ii) Rental Rate - $1 per year plus any applicable taxes; and,

      (iii) The City of Hamilton pay for all operating costs associated with the use of the leased premises including but not limited to all utilities, garbage disposal and janitorial services; and,

      (iv) McMaster University will provide the City with sufficient parking permits to provide the free parking for staff and guests of the City; and,

(v) Any renewal of this agreement must be agreed to by both parties in writing prior to expiry of this renewal; and,

(c) That the rental fee be charged to Account No. CH58005 73001 (Operating Equipment-Hamilton/Scourge Project); and,

(d) That the Mayor and City Clerk be authorized and directed to execute a Lease Renewal in a form satisfactory to the City Solicitor.

10. That former Alderman William McCulloch be nominated as the City of Hamilton's nominee for the 1998 Ontario Heritage Foundation's Heritage Community Recognition Program in recognition of his commitment and achievements in the areas of built and cultural heritage.

11. (a) That the Director of Culture and Recreation be authorized to retain a consultant to prepare a draft Request for Proposal for proponents to construct a multi-pad indoor arena/sports complex within the City of Hamilton for the consideration of Committee at its July, 1998 meeting with said consultant to be retained to issue and review submissions should authorization to proceed be provided, said consultant costs not to exceed $15,000; and

(b) That costs associated with this recommendation be included in the 1998 Current Budget Estimates of the Department of Culture and Recreation on the understanding that these costs will be passed along should a successful proponent be selected; and,

(c) That the Chairman of the Parks and Recreation Committee and the Director of Culture and Recreation be authorized to explore other opportunities for joint City/Private Sector partnerships for recreational programs and facilities.

12. That the Commissioner of Public Works and Traffic be authorized to waive the normal rental fee for use of portable bleacher units by City of Hamilton-Community based events and organizations subject to:

(a) no use conflicts at Mohawk Sports Park or other City venue; and,

(b) all City costs for delivery, set-up, take down and return to be covered by proponent group; and,

(c) use period not to exceed 2 days, exclusive of set up and take down; normal rental fee to apply for each additional day.

13. (a) That the Commissioner of Public Works and Traffic be authorized to undertake a joint proposal call with the Director of the Royal Botanical Gardens to engage a qualified consultant to consider the feasibility of re-locating the Aviary to a site at the RBG Centre as a new feature attraction; and,

(b) That the cost of the study be shared equally between the City and RBG to an upset limit of $15,000; and,

(c) That the City's share be funded from existing Current Budget Account No. CH51401 62110, Aviary Operations; and,

(d) That the results of this study be reported to Parks and Recreation Committee for consideration and direction.

14. (a) That a purchase order be issued to XCG Consultants Limited in the amount of $38,488.86 including G.S.T. and a $5,000 contingency sum for Environmental Consulting Services, being the lowest acceptable tender received in accordance with specifications C16-398 issued by the Purchasing Division and Vendor's tender, and be financed from Capital Funds Account No. CF409750010 - C.P. Lands Acquisition and Development; and,

(b) That the Mayor and City Clerk be authorized and directed to execute the contract for consulting services in a form satisfactory to the City Solicitor.

15. (a) That the Mayor and Clerk be authorized to execute a Licence Agreement and a Financing Agreement with the Mount Hamilton Youth Soccer Association in a form satisfactory to the City Solicitor; and,

(b) That approval be given to issue a purchase order to Beagle Construction Inc., Hamilton, in the amount $117,000 including $10,000 contingency, plus $7,700 G.S.T. for the construction of the sun shelter/storage room at Macassa Park being the lowest of six (6) tenders received in accordance with specification C16-12-98 issued by the Purchasing Division and Vendor's tender; and,

(c) That the amount of $63,150 for construction of the sun shelter/storage room be funded from the Macassa Park Redevelopment - Capital Account No. CF629754035 and $13,850 be funded from the 1997 Park Development and Redevelopment - Capital Account No. CF629754025 and, $40,000 paid by the Mount Hamilton Youth Soccer Association.

16. (a) That the Tariff of Charges for City-owned cemeteries as set out in Appendix "A", attached hereto, be approved upon receipt of approval from the Ministry of Consumer and Commercial Relations, Cemeteries Branch and implemented on 1998 June 1; and,

(b) That the City Solicitor be authorized and directed to prepare a By-law to amend the Cemetery By-law so as to provide for the increase in the Tariff of Charges; and,

(c) That the Manager of Cemeteries be authorized and directed to make application to the Ministry of Consumer and Commercial Relations, Cemeteries Branch for approval of these rates; and,

(d) That the increased User Fee Revenues be a component in the 1998 Department Current Budget Reductions.

17. (a) That the City not operate Lakeland Pool for the Summer 1998 Season; and,

(b) That, if the Hamilton Regional Conservation Authority chooses a community group to operate Lakeland Pool, that the Department of Culture and Recreation be authorized to provide non-monetary assistance; and,

(c) That the Director of Culture and Recreation be authorized to meet with Hamilton Regional Conservation Authority officials to review long term recreational options for the site; and,

(d) That none of these commitments infer City responsibility for this facility.

Respectfully Submitted,

ALDERMAN B. MORELLI, CHAIRMAN
PARKS AND RECREATION COMMITTEE

Kevin C. Christenson
Secretary

1998 May 4

PLANNING & DEVELOPMENT

COMMITTEE

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **NINTH** Report for 1998 and respectfully recommends:

1. (a) That approval be given to Amended Zoning Application ZAC-98-08, Giovanni (John) Fortino, owner, requesting a change in zoning from "H" (Community Shopping and Commercial, etc.) District to "RT-30" (Street - Townhouse) District, modified to permit the development of 9 street townhouses, for property located at on the east side of Hughson Street North, north of Wilson Street, as shown on the attached map marked as APPENDIX "A", on the following basis:

   (i) That the lands be rezoned from "H" (Community Shopping and Commercial, etc.) District to "RT-30" (Street Townhouse) District; and,

   (ii) That the "RT-30" (Street Townhouse) District regulations, as contained in Section 10F of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special requirements:

      (1) That notwithstanding Section 10F(3), a maximum height of four (4) storeys shall be permitted; and,

      (2) That notwithstanding Sections 10F(4)(b) and (c), a minimum 6.0 m rear yard and 1.5 m side yards shall be provided and maintained; and,

      (3) That notwithstanding Section 10F(6), a minimum lot area of 124.0 m^2 and a minimum lot width of 5.6 m shall be provided and maintained for each single family dwelling unit; and,

      (4) That notwithstanding 10F(9), not more than nine (9) single family dwellings shall be attached in a continuous row; and,

      (5) That notwithstanding Section 18(3)(vi)(e), the uncovered front porch may encroach into the front yard.

(iii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Section S-1404, and that subject lands on Zoning District Map E-4 be notated S-1404; and,

(iv) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-4 for presentation to City Council; and,

(v) That the proposed change in zoning is in conformity with the Official Plan for the City of Hamilton Planning Area.

(b) That the amending By-law not be forwarded to Council until such time as the owner submits a signed Record of Site Condition (RSC) to the Region and the Ministry of Environment (MOE) to the satisfaction of the Region, including an acknowledgement of receipt of the RSC by the MOE.

2. (a) That approval be given to Zoning Application ZAC-97-36, Sisters of St. John the Baptist, owner, for a further modification to the "C" (Urban Protected Residential, etc.) District, to permit the construction a two (2) storey addition to the west end of the existing convent, located at 329 Mohawk Road West, as shown on the attached map marked as APPENDIX "B", on the following basis:

(i) That the "C" (Urban Protected Residential, etc.) District regulations as contained in Section 9 of By-law No. 6593 as amended by By-law 67-97, applicable to the subject lands, be further modified to include the following variances as special requirements:

(1) Notwithstanding Schedule "A" of By-law 67-97, an 18.80 m minimum front yard shall be provided and maintained for the two (2) storey westerly addition along the northerly lot line; and,

(2) Notwithstanding Schedule "A" of By-law 67-97, a 4.5 m minimum westerly side yard shall be provided and maintained for the two (2) storey westerly addition; and,

(3) Notwithstanding Schedule "A" of By-law 67-97, one (1) parking spaces shall be permitted within the required front yard along Mohawk Road West; and,

(4) Notwithstanding Schedule "A" of By-law 67-97, the parking area, existing on the day of passing of this by-law, shall be permitted within the required front yard along Lynbrook Drive; and,

(5) Notwithstanding Schedule "A" of By-law 67-97, an accessory building, existing on the day of passing of this by-law, shall be permitted within the front yard along Lynbrook Drive; and,

(6) That a planting strip having a width of not less than 4.75 m shall be provided and maintained along the westerly lot line.

(ii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S-41a, and that the subject lands on Zoning District Map W-17 be notated S-41a; and,

(iii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-17 for presentation to City Council; and,

(iv) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area.

(b) That Site Plan Control By-law No. 79-275, as amended by By-law 87-223, be amended by adding the subject Lands to Schedule "A".

3. That Zoning Application ZAC-98-10, Wentworth Construction Planning, applicant, for a change in zoning from "H" (Community Shopping and Commercial, etc) District (Block "1") and "C" (Urban Protected Residential, etc.) District (Block 2) to "DE" (Low Density Multiple Dwellings) District for lands located at 1516 Main Street West, as shown on the attached map marked as APPENDIX "C", be denied for the following reason:

the proposal is considered to be an over-intensification of the subject lands in that adequate buffering, landscaped area, parking and manouvering areas cannot be provided.

4. (a) That approval be given to City Initiative 98-A to amend By-law No. 79-275 establishing Site Plan Control, as amended by By-law No. 87-223, on the following basis:

(i) That SCHEDULE "A" to By-law No. 79-275 be amended by adding the "H" (Community Shopping and Commercial, Etc.) District between the "G-4" District and the "HH" District, and adding the "U" (University) District at the end thereof; and,

(ii) That section 1 of By-law No. 79-275 be amended by adding the following new subsections:

> The "AA" (Agricultural) District is hereby designated as a site plan area, and the following classes of development may be undertaken within the District without the approval of plans and drawings otherwise required under subsection 41.(4) of The Planning Act, R.S.O., 1990:
>
> > All Residential uses, Institutional uses, Commercial uses, Farming uses, Miscellaneous and Incidental uses, Certain Uses Not Restricted, Public uses except for churches and schools.

(iii) The "B" (Suburban Agriculture and Residential, etc.) District is hereby designated as a site plan area, and the following classes of development may be undertaken within the District without the approval of plans and drawings otherwise required under subsection 41.(4) of The Planning Act, R.S.O., 1990:

> All Residential uses, Institutional uses, Commercial uses, farming uses, Miscellaneous and Incidental uses, Certain Uses Not Restricted, Public uses except for churches, schools, colleges and universities.

(iv) The "C" (Urban Protected Residential, etc.) District is hereby designated as a site plan area, and the following classes of development may be undertaken within the District without the approval of plans and drawings otherwise required under subsection 41.(4) of The Planning Act, R.S.O., 1990:

All Residential uses, Institutional uses, Miscellaneous or Incidental uses, Certain Uses Not Restricted, Public uses except for churches and schools.

(b) That By-law 87-223 to amend By-law 79-275 respecting Site Plan Control Areas be repealed; and,

(c) That By-law 79-275 be amended by deleting the first preamble and inserting the following:

"WHEREAS section 41 of The Planning Act, R.S.O., 1990, provides as follows:

Where in an official plan an area is shown or described as a proposed site plan control area, the council of the local municipality in which the proposed area is situate may, by by-law designate the whole or any part of such area as a site plan control area.

(d) That a by-law passed under subsection (2) may designate a site plan control area by reference to one or more land use designations contained in a by-law passed under section 34;" and,

(e) That subsection 2 of By-law 79-275 be deleted and the following substituted therefore:

"For the purpose of this by-law, the following classes of development mentioned in subsection 41(1) of The Planning Act, R.S.O., 1990, may be undertaken without approval of plans and drawings otherwise required under subsection 41(4) of the said Act.

1. single-family dwellings;

2. two-family dwellings."

(f) That the City Solicitor be directed to prepare a By-law to amend By-law No. 79-275 for presentation to City Council; and

(g) That the proposed changes to the by-law are in conformity with Official Plan for the City of Hamilton Planning Area; and,

(h) That an Information Notice regarding the Decision of Council be published in the newspaper.

5. (a) That Schedule 'A' of By-law 98-118 as amended, appointing the Barton Village B.I.A.'s Board of Management, be repealed and the following names substituted:

SCHEDULE 'A'

Alderman B. Morelli
Alderman D. Haining
Alderman A. Horwath
Alderman R. Corsini

(b) That the City Solicitor be authorized and directed to amend Schedule 'A' of By-law 98-118 pursuant to (a) above.

6. (a) That a grant under the Gore Heritage 2000 Program in the amount of $20,000 to Fortunata Rosalia Cotroneo and Susy Anna Cotroneo, registered owners of 54 King Street East be approved for facade improvements; and,

(b) That in respect of the stone masonry conservation work, the repairs only be funded if the repairs have been made by a contractor who has an approved Regional Trade Licence.

7. (a) That approval be given to the request by John Parente, Solicitor for 822827 Ontario Inc., owner (A. DiSilvestro), for a 1 year extension for exemption from part-lot control for the purpose of establishing maintenance easements for Lots 5, 6, and 7, located in "Wisemount Estates, Phase 7", Registered Plan No. 62M-794, as shown on APPENDIX "D"; and,

(b) That the appropriate by-law, to extend the removal of part-lot control until June 1, 1999 for Lots 5, 6 and 7, Registered Plan 62M-794, "Wisemount Estates, Phase 7" plan of subdivision, be enacted by Council.

8. (a) That approval be given to application CDM-98-01 (Regional File 25CDM-98001), Luft Enterprises Inc., applicant, to establish a draft plan of condominium, located at the south-west corner of Main Street East and Burris Street, and known municipally as 630-636 Main Street East, as shown on the attached map marked as APPENDIX "E", to provide for a condominium comprised of a total of 6 residential apartment units and 4 commercial units within the existing two storey building, subject to the following conditions:

(i) That this approval apply to the attached draft plan prepared by R. Avis Surveying Inc. and certified by R. Avis, O.L.S., dated December 5, 1997, showing a total of 6 residential apartment units and 4 commercial units within an existing two storey building, and revised as shown; and,

(ii) That a minimum of 7 parking spaces shall be identified as common area on the final plan; and,

(iii) That the owner enter into an encroachment agreement with the City of Hamilton for the existing concrete window wells which encroach into the Burris Street road allowance, to the satisfaction of the Manager of Development, Development Engineering Section, Regional Environment Department; and,

(iv) That prior to approval of the final plan:

(1) Property taxes shall be in good standing.

(2) The owner shall make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton as provided for in the Planning Act.

(3) That any variances required in respect of the draft plan of condominium shall have been approved by the Committee of Adjustment, in order that the draft plan of condominium is in compliance with General Zoning By-law 6593.

(v) That the owner satisfy all conditions, financial or otherwise, of the City of Hamilton.

(b) That the City Clerk be directed to advise the Regional Commissioner of Environment of Council's decision.

9. (a) That approval be given to application CDM-98-02 (Regional File 25CDM-980003), 829030 Ontario Ltd. (Gordon Albini), owner, to establish a draft plan of condominium, located at the south east corner of Harlowe Road and Anchor Road, and known municipally as 16 Harlowe Road, as shown on the attached map marked as APPENDIX "F", to provide for a condominium comprised of a total of 5 industrial units within the existing one storey building, subject to the following conditions:

(i) That this approval apply to the attached draft plan prepared by Bryan Jacobs, O.L.S., dated February 23, 1998, showing a total of 5 industrial units within an existing one storey building; and,

(ii) That the applicant be required to enter into a Site Plan Agreement with the City and that the Condominium Corporation be required to enter into and register on title (prior to the sale of any unit) the Agreement of the Condominium corporation to assume and be bound by the Site Plan Agreement; and,

(iii) That the applicant enter into a Condominium Approval Agreement with the City incorporating these conditions of approval, including financial and other requirements of the City concerning roads, sidewalks, street lights and drainage, as the case may be, in a form satisfactory to the City Solicitor; and,

(iv) That the owner remove the existing landscape boulders from within the existing road allowance adjacent to the site, or that the owner enter into an Encroachment Agreement with the City of Hamilton to the satisfaction of the Commissioner of Regional Transportation Department; and,

(v) That prior to approval of the final plan:

(1) Property taxes shall be in good standing.

(2) That any variances required in respect to the draft plan of condominium shall receive receive final approval by the Committee of Adjustment, in order that the draft plan of condominium is in compliance with the General Zoning By-law No. 6593.

(3) That the applicant apply for and receive approval of a revised Site Plan Control application for DA-90-27.

(vi) That the owner satisfy all conditions, financial or otherwise, of the City of Hamilton.

(b) That the City Clerk be directed to advise the Regional Commissioner of Environment of Council's decision.

10. That approval be given to the request by St. Peter's Hospital, owner, at 88 Maplewood Avenue, as shown on the attached map marked as Appendix "G", for an extension to the approval of Site Plan Control Application DA-95-21 to May 30, 1999, and that at the end of this period if a Building Permit has not been issued, the proposed development must be subject to a new Site Plan Control Application.

11. That the following new owner acknowledgment and responsibility clauses be incorporated into the City's standard site plan agreement:

"1. (a) The Owner represents that its obligations under the Ministry of Environment and Energy "Guidelines for Use at Contaminated Sites in Ontario" (February, 1997) have been met; and,

(b) The Owner agrees to, at all times, indemnify and save the City harmless from and against any and all claims, demands, losses, costs, charges, expenses, actions and other proceedings made, brought against, suffered by or imposed on the City in respect of any failure by the Owner to fulfil its obligations in respect of the land described in Schedule "A" hereto under this Agreement, or at law, for soil contamination (if any) and/or remediation of such contamination."

12. That the Chairman of the Committee of Adjustment or his nominee and other member of the Committee of Adjustment be authorized to attend the 1998 Annual Conference of the Ontario Association of Committees of Adjustment and Consent Authorities to be held for four days, 1998 May 31 and 1998 June 1 - 3 in Sarnia, Ontario at an expense not to exceed $900 each to be charged to Account No. CH55201-10010, Legislative Travelling.

13. That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) C-72 A By-law to Extend By-law No. 97-032 as Amended by By-law No. 97-103 Respecting Land Within the "Wisemount Estates, Phase 7" Subdivision (62M-794) Plan 62R-13901.

(b) C-73 A By-law to Amend Zoning By-law No. 6593 and to Repeal Zoning By-law No. 98-128 Respecting Land Located at Municipal No. 243 Fennell Avenue East.

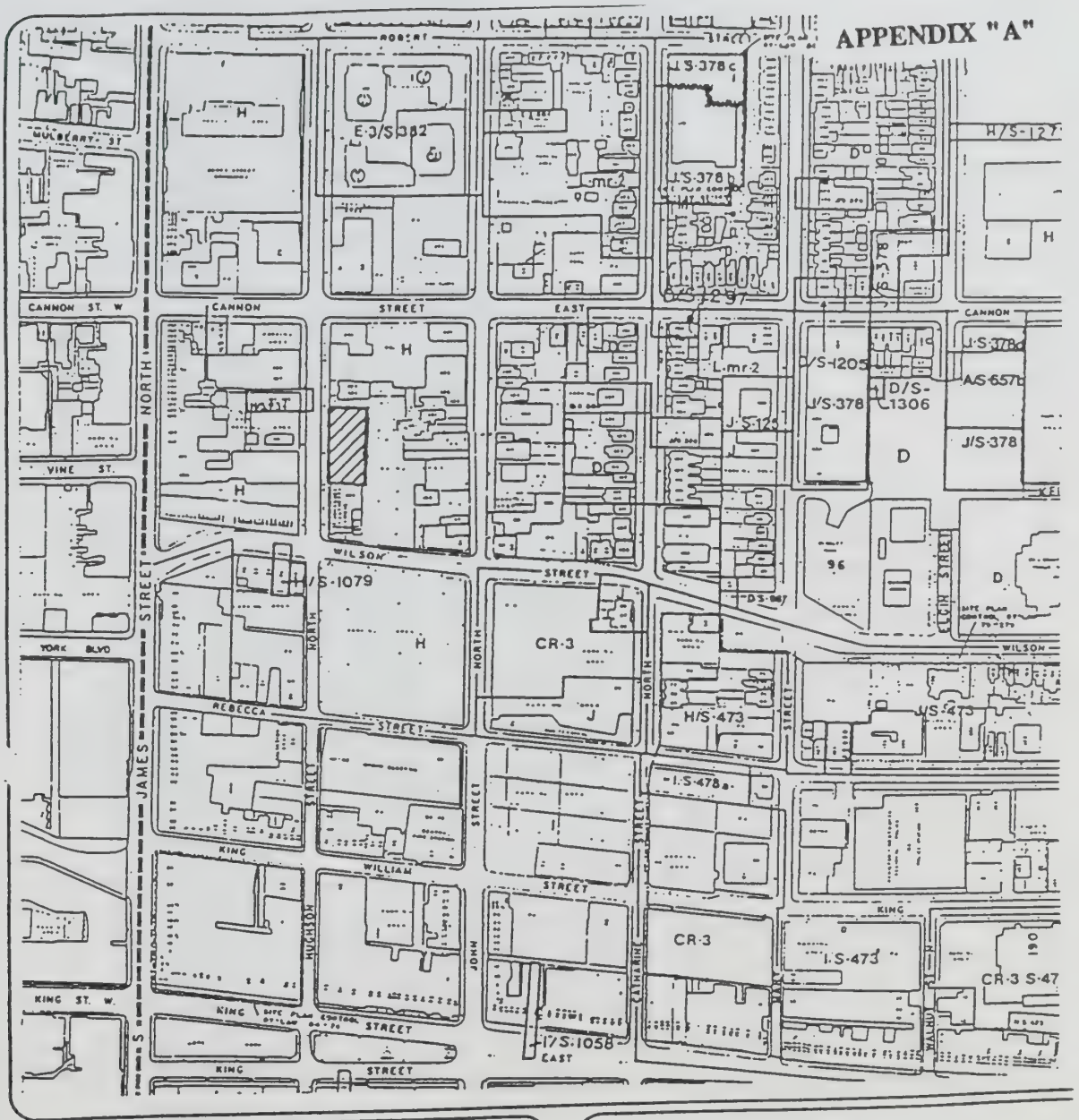
Respectfully submitted,

ALDERMAN F. D'AMICO, CHAIRMAN
PLANNING AND DEVELOPMENT
COMMITTEE

Tina Agnello, Secretary
1998 May 6

1998 May 12

APPENDIX "A"



Legend

Site of the Application

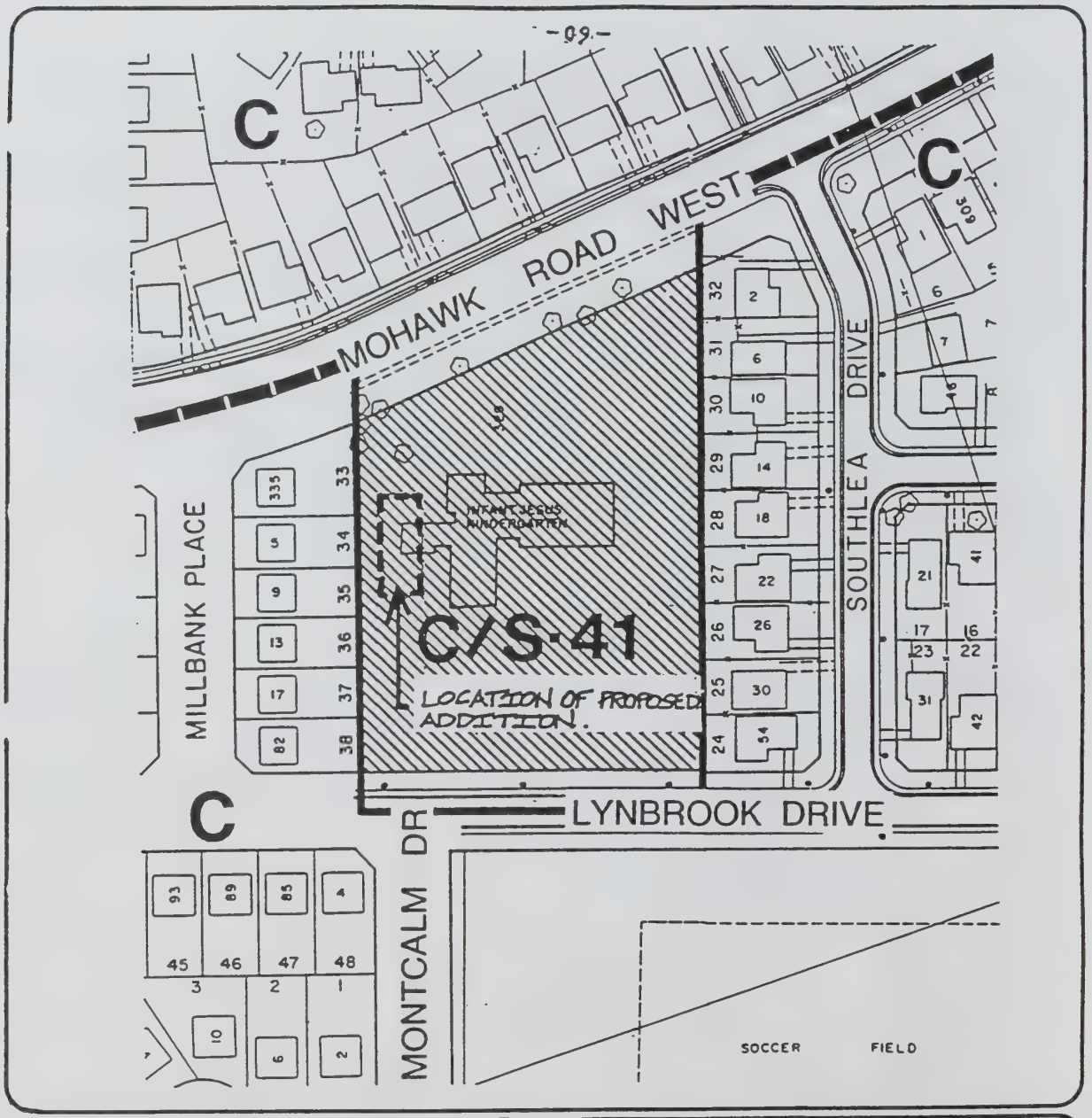
City of Hamilton

Location Map

Planning and Development Department

North	Scale	Reference File No
	NOT TO SCALE	ZAC-98-08
	Date	Drawn By
	FEBRUARY, 1998	D.L.

1998 May 12



Legend

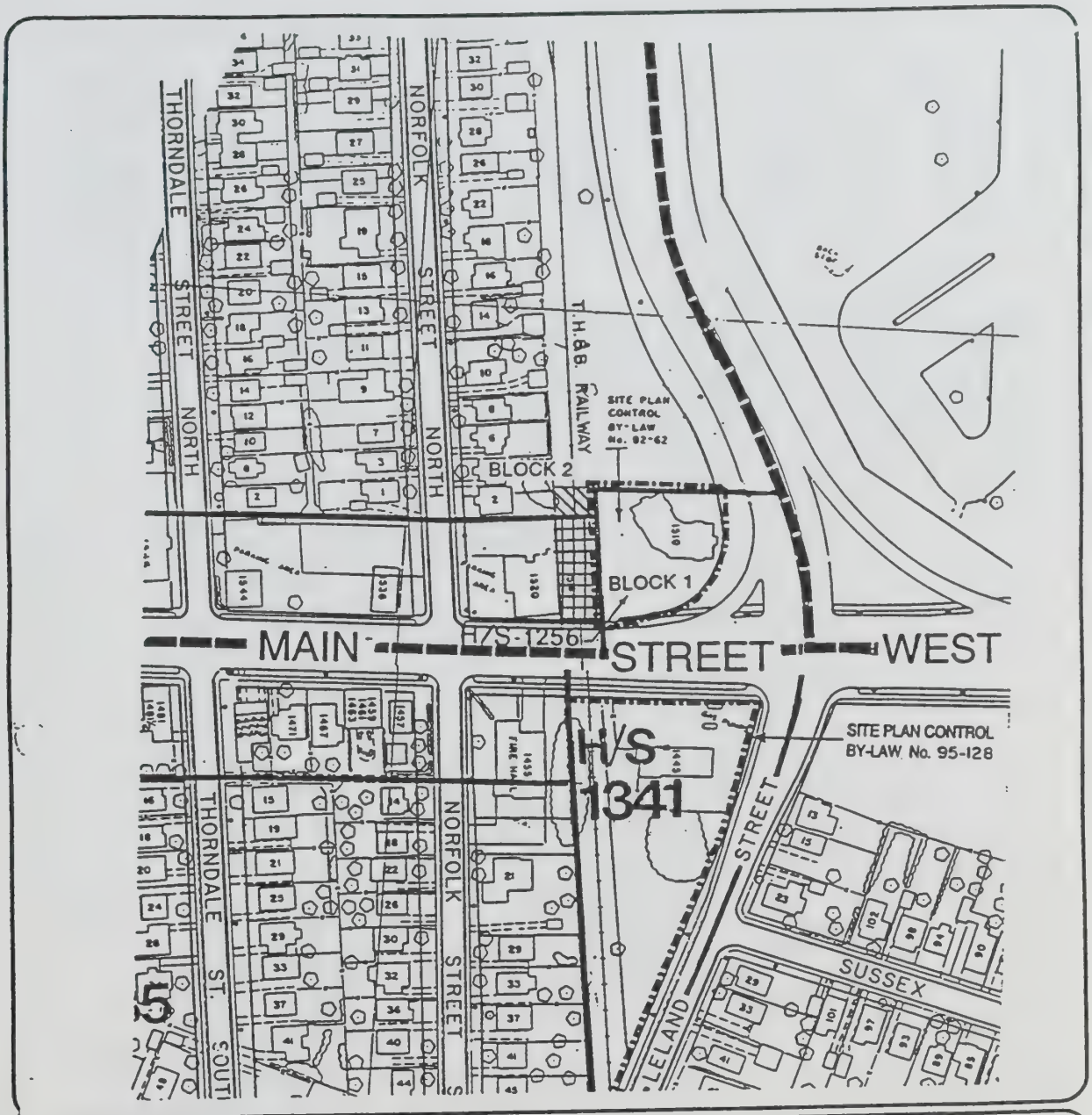
Further modification to the "C" (Urban Protected Residential, etc.) District.

City of Hamilton

Location Map

Planning and Development Department

North	Scale	Reference File No.
	NOT TO SCALE	ZAC-97-36
	Date	Drawn By
	NOVEMBER, 1997	F.A.



Legend

BLOCK 1 From "H" (Community Shopping and Commercial, etc.) District To "DE"(Low Density Multiple Dwellings) District, Modified.

BLOCK 2 From "C (Urban Protected Residential, etc.) District, To "DE"(Low Density Multiple Dwellings) District, Modified.

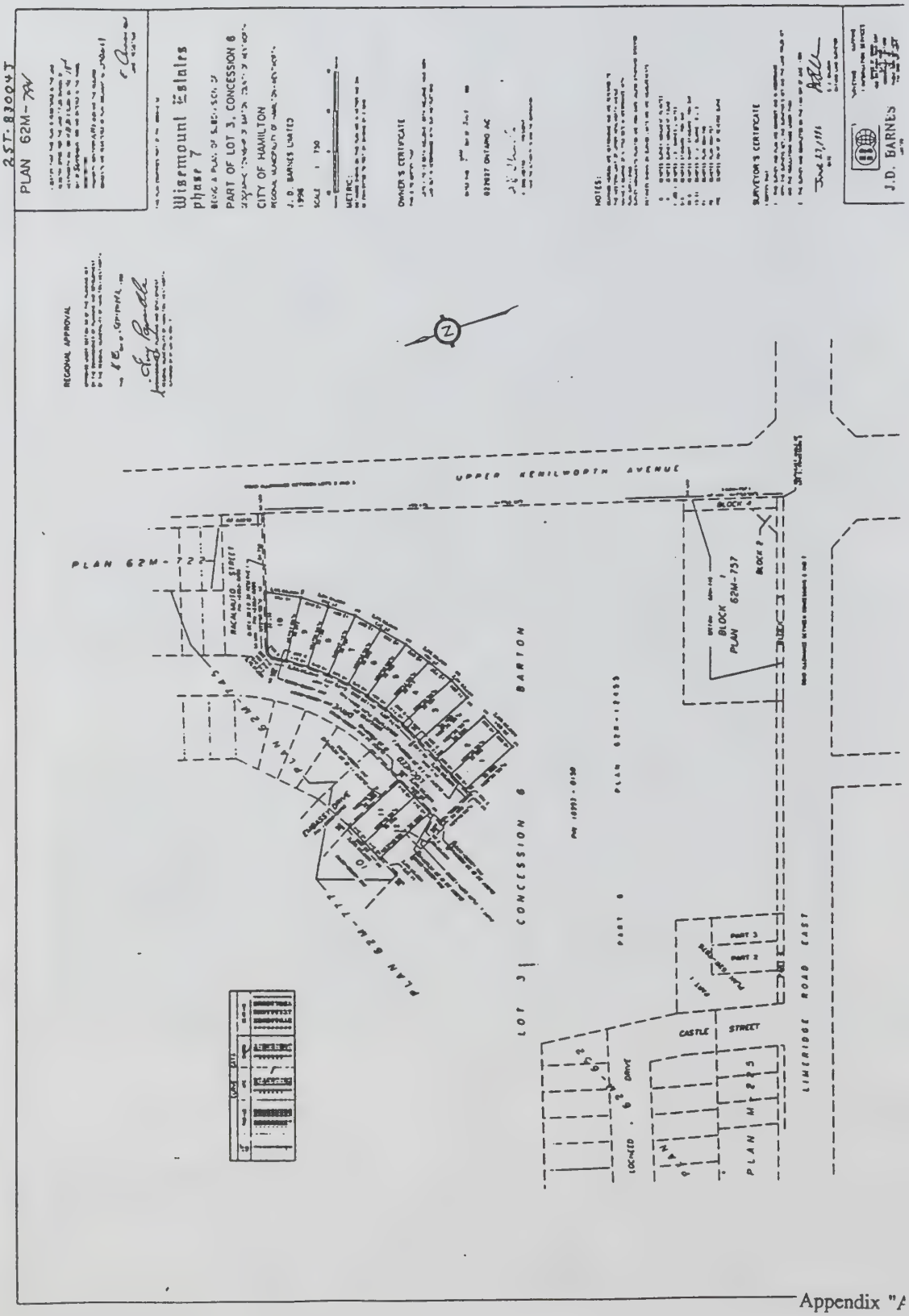
City of Hamilton

Location Map

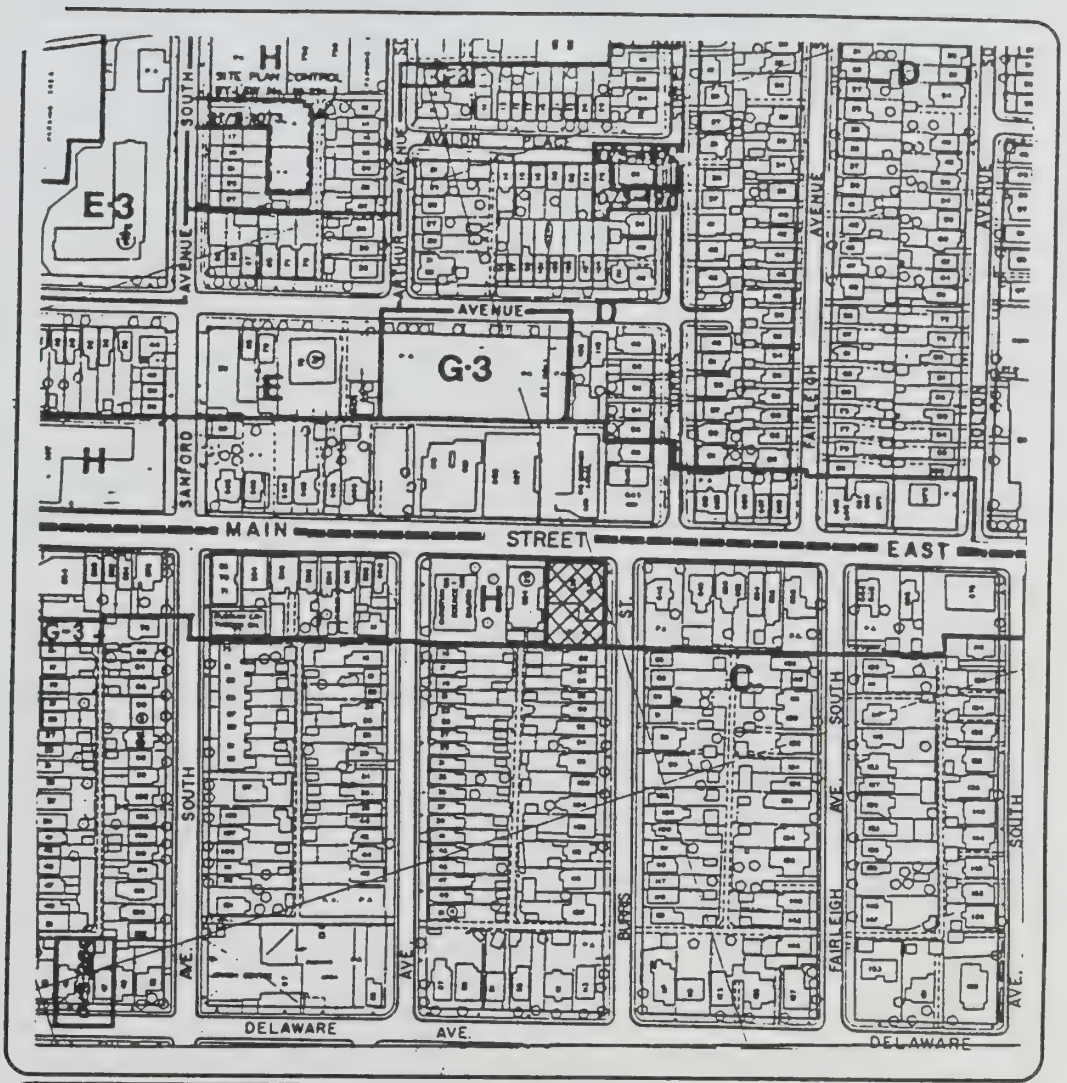
Planning and Development Department

North	Scale	Reference File No.
	NOT TO SCALE	ZAC-98-10
	Date	Drawn By
	March 1998	R. L.

M-794



Appendix "A



Legend

Site of the Application

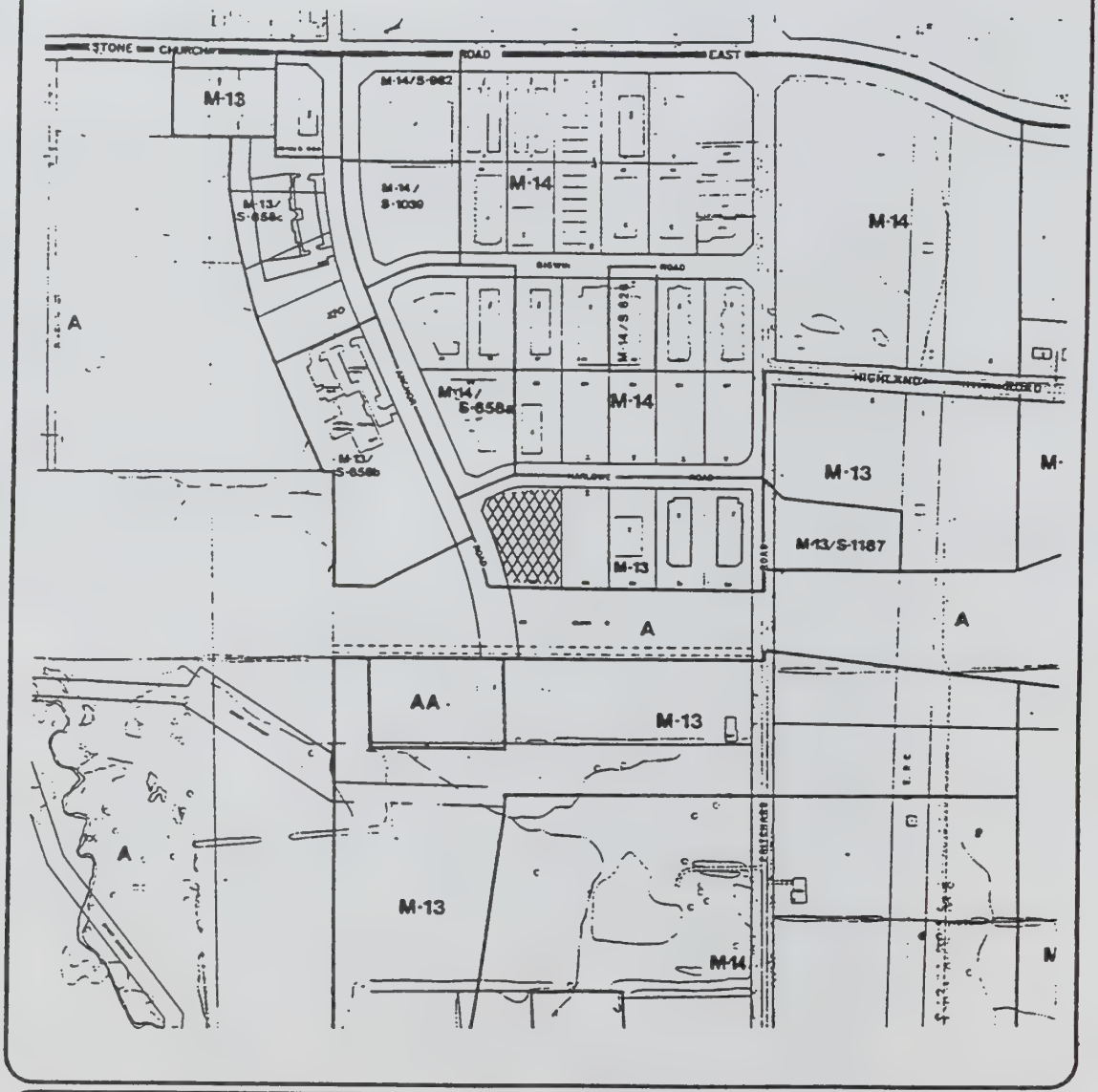
City of Hamilton

Location Map

Planning and Development Department

North	Scale	Reference File No.
	NOT TO SCALE	CDM-98-01
	Date	Drawn By
	APRIL, 1998	B.B.

APPENDIX "A"



City of Hamilton

Location Plan For

16 Harlowe Road

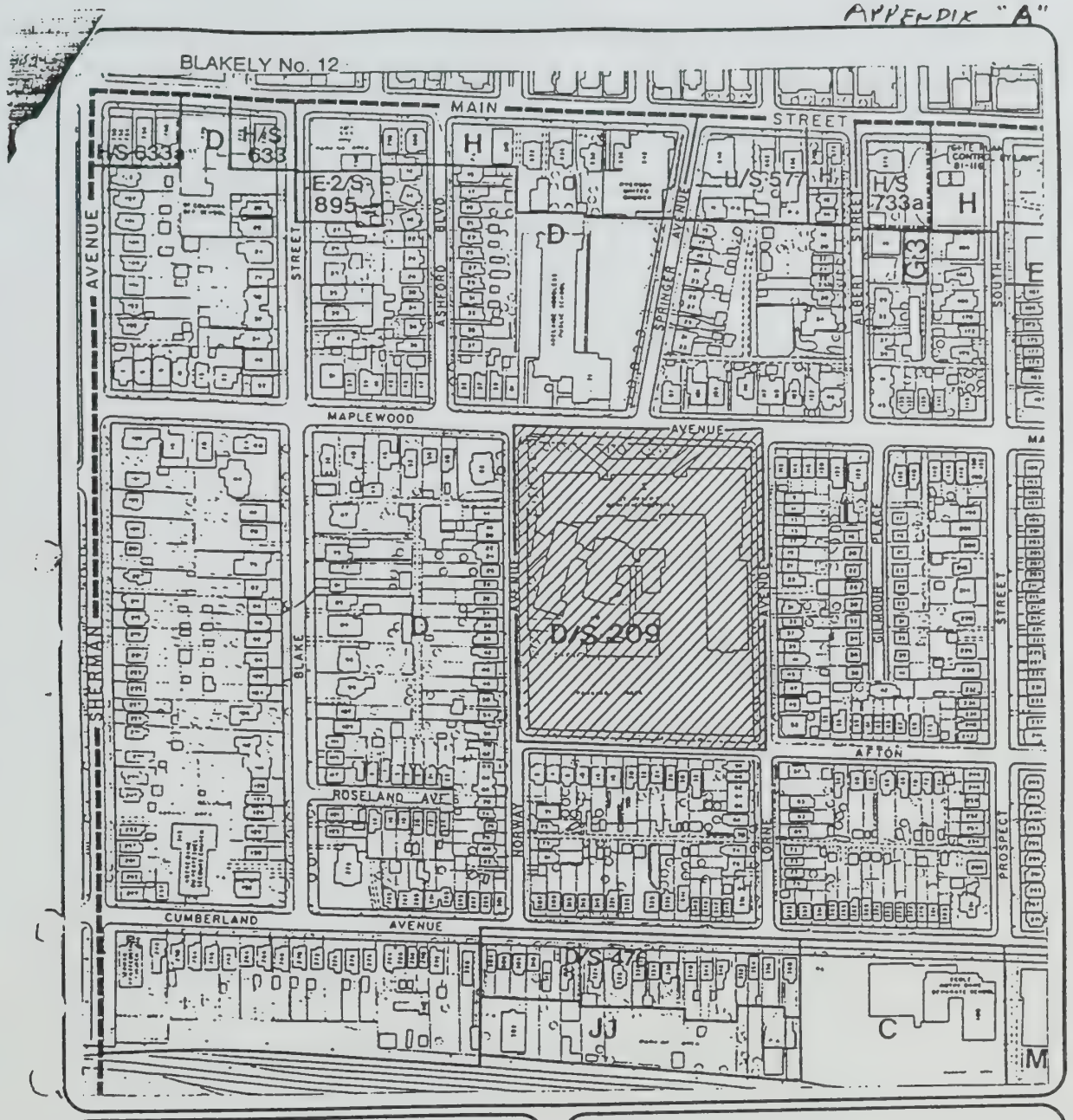
Planning and Development Department

Legend

Location of Subject Lands

North	Scale	Reference File No.
	Not to Scale	CDM-98-02
	Date	Drawn By
	April 1998	FAB

APPENDIX "A"



City of Hamilton

Plan Showing Lands Subject to

Site Plan Control Application DA-95-21

Planning and Development Department

Legend

Site of the Application

North	Scale	Reference File No.
	Not to Scale	DA-95-21
	Date	Drawn By
	JULY 1995	D.L

FINANCE & ADMINISTRATION COMMITTEE

REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **THIRTEENTH** Report for 1998 and respectfully recommends:

1. That purchase orders be issued for the supply and delivery of annual supplies for various City departments as and when required during 1998 in accordance with specifications issued by Purchasing, and Vendors' tenders, to those suppliers listed in this report and to be financed through various approved accounts.

(a) Aggregates

	Supplier	Material	Unit Pricing Tractor Trailer	Unit Pricing Tri-Axle Tandem
(i)	Cayuga Materials	Granular "A"	$ 7.49	$ 8.49
(ii)	Redlands	Granular "A"	8.00	9.50
(iii)	Taro Aggregates Ltd.	19mm Clear	9.00	9.00
(iv)	Cayuga Materials	9.5mm Chips Washed	11.65	12.65
(v)	Taro Aggregates Ltd.	53mm Clear	9.00	9.00
(vi)	Redland Quarries	#8 Dust Suppressed Grits	31.25	31.75
(vii)	Flamboro Quarries	Athlete Field Lime	14.95	15.55
(viii)	Cayuga Materials	9.5mm Crusher run	7.49	8.49
(ix)	Redland Quarries	19mm Crusher Run	8.00	8.50
(x)	Cayuga Materials	53mm Crusher Run	7.49	8.49
(xi)	Vinemount Quarries	Rubble Stone	9.75	9.75
(xii)	Vinemount Quarries	75-200mm Gabion Stone	11.00	11.00
(xiii)	Cayuga Materials	9.5mm Screenings	7.95	8.95
(xiv)	Redland Quarries	9.5mm Screenings	8.00	8.50

Note that all prices are on a per tonne basis. GST and PST extra where applicable.

(b) Mixed Portland Cement Concrete

(i) Sidewalk, Curb & Roadway Concrete	Delivered	Picked Up
(1) Dufferin Concrete Products	$103.25	$ 93.25
(2) Lafarge Construction Material	98.75	91.00
(3) Hamilton Ready Mix	116.50	100.00

(ii) Unshrinkable Fill

(1) Dufferin Concrete Products	$ 52.00	$ 45.00
(2) Blue Circle (CBM)	48.00	no quote
(3) Lafarge Construction Material	58.00	53.00

Note that all prices are on a cubic metre basis.

(c) Asphaltic Concrete and Bituminous Materials

(i) Asphalt Surface Course (H.M.3)

(1) Capital Paving	picked up	$ 42.50
(2) Lafarge Construction Materials	picked up	43.75
(3) Cayuga Materials & Construction Co. Ltd.	picked up	44.25

(ii) Asphalt Binder Course (H.M.5)

(1) Cayuga Materials & Construction Co. Ltd.	picked up	$ 43.00
(2) Lafarge Construction Materials	picked up	43.50
(3) Capital Paving	picked up	44.50

(iii) HLS030 Hot Lay, HL-3(HS) Asphalt

(1) Cayuga Materials & Construction Co. Ltd.	picked up	$ 43.50
(2) Capital Paving	picked up	44.75
(3) Lafarge Construction Materials	picked up	44.00

(iv) Cold Laid Stockpiled Patching Material

(1) Lafarge Construction Materials	picked up	$ 62.50
(2) Capital Materials	picked up	48.75

(v) Cold Laid Stockpiled Patching Material

(1) Lafarge Construction Materials	delivered	$ 67.50
(2) Capital Materials	delivered	51.25

(vi) Premium (Permanent) Asphaltic Concrete Patching Mixture QPR2000

(1) Cayuga Materials		picked up	$ 48.75
(2) Cayuga Materials	QPR2000 Fine	picked up	68.00

(vii) Premium (Permanent) Asphaltic Concrete Patching Mixture QPR2000

(1) Cayuga Materials		delivered	$ 48.75
(2) Cayuga Materials	QPR2000 Fine	delivered	75.00

Note that all prices are on a per tonne basis unless otherwise noted. GST and PST extra where applicable in all sections.

2. That the City of Hamilton provide funding, in the amount of $1,500, to co-host a dinner reception at the Hamilton Convention Centre on Saturday, 1998 May 30th, to be charged to the Special Receptions/Dignitaries Hosting Account No. CH54314-84010.

3. (a) That the City of Hamilton's Licensing By-law No. 93-069 be amended by deleting Schedule 5, respecting the licensing and regulating of cartage businesses; and,

(b) That the City Solicitor be authorized and directed to prepare the appropriate amending by-law.

4. That Bill No. D-22: A By-law respecting Smoking in Public Places and the Workplace, tabled by City Council at its meeting held 1998 March 31, be lifted from the table and approved.

5. That outstanding business taxes in the amount of $498,116.79 be written off in accordance with Section 441 of the Municipal Act, R.S.O. 1990 and charged to Account CH53401 24106, Tax Write-offs.

6. That as referred to in Section 4 of the Twelfth Report for 1998 of the Finance and Administration Committee, the cost of the Social and Economic Impact Study for Charity Gaming Clubs, at an estimated amount of $20,000, be financed from the 1998 Current Budget, Account Centre No. CH24101-55046.

7. That in keeping with Ontario Hydro's policy respecting the appointment of Commissioners to Municipal Commissions, that the City submit to Ontario Hydro, the names of Ollie Thomson and George Davidson to assist Ontario Hydro in making its citizen appointment to the Hamilton Hydro-Electric Commission.

8. (a) That during the period of July to September, 1998, City Council meet as Committee of the Whole in one-day sessions to consider all Standing Committee agendas followed by the formal City Council Meetings on Tuesday, 1998 July 7 and Tuesday, 1998 September 8; and,

(b) That the regular series of Standing Committee and City Council Meetings be cancelled for July, August and the first series of meetings in September; and,

(c) That the one-day special meetings on July 7 and September 8 be for the purpose of considering only non-delegation items of each Standing Committee; and,

(d) That notwithstanding the City of Hamilton Procedural By-law which provides for a minimum of 24 hours notice for a Special City Council Meeting, that the City Clerk be directed to provide a minimum of 72 hours notice if a Special City Council Meeting is required during the period between July 7 and September 8 in order to permit Members of City Council sufficient time to return to the City of Hamilton for any Special Meetings if they are out of town.

9. (a) That approval be given to issue a purchase order in the amount of $304,929.67 inclusive of G.S.T.($19,948.67) and a contingency of ($25,000) to commission Comstock Canada Ltd. of Hamilton for the supply and installation of four (4) new boilers at City Hall being the lowest of two quotations received in accordance with the specifications (Ref:C6-4897) issued by the Purchasing Division; and,

(b) That the Mayor and City Clerk be authorized to execute a contract in a form satisfactory to the City Solicitor; and,

(c) That authorization be given to combine the funding from Capital Fund Accounts - Replace Boilers - City Hall - CF319741037 ($145,000) and Domestic Hot Water System - City Hall -CF319251003 ($100,000) along with the authorized increase into one project named City Hall - Replace Boilers and the above referenced expenditure be financed from this new account accordingly; and,

(d) That the Finance and Administration Committee authorize an increase to the budget in the amount of $85,000 and recommend a method of financing.

10. That the City Treasurer be directed to close the following Capital Project Accounts with any excess funding to be transferred to its original source of financing:

Centre Number	Project Description	Gross Cost	Total Expense	Excess	Source of Financing
329241002	Construction of Computer Room - City Hall	628,590	461,624	166,966	Reserve for Capital Projects & Various Other CF Accounts
709041010	Soil Test/Prem Work - TPA	75,000	53,773	21,227	Reserve for Capital Projects
719141007	Whitehern Restoration	694,460	681,862	12,598	Reserve for Capital Projects, Province, Federal & Interest Income
719355010	Dundurn Castle Restoration Study	17,460	14,910	2,550	Reserve for Capital Projects & Current Budget
629454011	Ivor Wynne - Renovations	250,000	249,830	170	Reserve for Park Improvements
709355009	Hamilton Aquatic Centre	50,000	51,033	-1,033	Reserve for Capital Projects
709641021	Convert Chlorination System - Pools	180,000	162,596	17,404	Reserve for Capital Projects

11. That the following vacation entitlement procedure be inserted in the Human Resource Policy and Procedure Manual (Sub-section (b), as referenced below is new):

All Non Union Full Time Employees:

(a) At least two weeks of vacation time must be taken as a block of time. The remaining portion of the vacation can be taken as determined between the supervisor and the employee; and,

(b) Any unused vacation time at the end of a calendar year may be carried forward for one year. Vacation carried forward, which has not been taken by December 31 of the year into which it is carried, is to be paid out at the salary rate of the preceding December 31; and,

(c) This time off is to be recorded on the Daily Absence Status Report as absence code "V" = Vacation.

12. (a) That the City resolve Ontario Court (General Division) Action No. 21938/90 by the payment to the Plaintiffs, Maria and Rose Giammichele of the sum of $173,789.66 inclusive of all claims for damages, interest and costs; and,

(b) That the Plaintiffs be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,

(c) That Ontario Court (General Division) Action No. 21938/90 be dismissed without costs.

13. That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) D-22 A By-law respecting: Smoking in Public Places and the Workplace.

(b) D-27 A By-law to Confirm the Proceedings of the Council of The Corporation of the City of Hamilton.

Respectfully submitted,

ALDERMAN D. WILSON, CHAIRMAN
FINANCE AND ADMINISTRATION COMMITTEE

Susan K. Reeder
Secretary
1998 May 5

MEETING OF THE COUNCIL
OF THE CORPORATION OF THE CITY OF HAMILTON

TUESDAY, 1998 MAY 12
7:30 O'CLOCK P.M.
COUNCIL CHAMBER, CITY HALL

BILLS

Bill No. A- 35

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Amend:

By-law No. 98-080

Respecting:

THE SALE OF A PORTION OF HIXON STREET

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 98-080 on the 10th day of March 1998 to authorize the sale to The Regional Municipality of Hamilton-Wentworth of several closed highways specified therein, including a portion of Hixon Street;

AND WHEREAS By-law No. 98-080 recites that the portion of Hixon Street described therein was a highway closed by By-law No. 73-237, registered as Instrument Number 304001 AB;

AND WHEREAS an inspection of By-law No. 73-237 discloses that the said portion of Hixon Street was only closed to vehicular traffic and that this highway was not, in fact, a closed highway;

AND WHEREAS it is desirable therefore to amend By-law No. 98-080 by deleting from the highways authorized to be sold to the Region the said portion of Hixon Street.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. (a) Section 1 of By-law No. 98-080 is amended by deleting from the list of closed highways to be sold to the Region, that portion of the highway known as Hixon Street, being the third highway described in said section 1 as follows:

> "Part of Part 4, Plan 62R-11340, being part of the Original road allowance between Concessions 3 & 4, in the geographic township of Saltfleet as closed by By-law No. 73-237, registered as Instrument No. 304001 AB, other than the portion thereof shown on the attached sketch, at the sale price of $2,714.41."

(b) The sketch attached to By-law No. 98-080 and referred to in the said description of Hixon Street in Section 1 of the By-law is also deleted from By-law No. 98-080.

2. By-law No. 98-080, except as amended herein, is hereby confirmed.

PASSED this day of A.D. 1998

CITY CLERK MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 25 (Parking Time Limits)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Dalewood	West	Traymore to Arnold	2 hr	8 am - 6 pm	Mon - Fri
Dalewood	West	Arnold to King	1 hr	8 am - 6 pm	Mon - Fri
King	South	South Branch, commencing 122 feet west of Catharine and extending 104 feet westerly therefrom	30min	8 am - 8 am (24 hrs)	Mon - Sun."

and by deleting therefrom the following item, namely:-

"Dalewood	West	Traymore to King	1 hr	8 am - 6 pm	Mon - Fri."

2. That **Schedule 26 (No Parking Areas)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Burlington	South	commencing 103 feet east of Catharine and extending 52 feet easterly therefrom	8 am - 6 pm	Mon - Sat
Corsica	East	Bonaparte to the south property line of No. 10 Corsica	8 am - 5 pm	Mon - Fri
Woodman	West	Queenston to Secord	7 am - 6 pm	Mon - Fri
John	South	St. Josephs to Rockwood		Anytime
Woodman	West	commencing 191 feet north of Secord and extending 100 feet northerly therefrom		Anytime
Vine	North	commencing 57 feet east of MacNab and extending 43 feet easterly therefrom		Anytime

Frid	West	Chatham to 351 feet northerly		Anytime
Frid	West	commencing 449 feet north of Chatham and extending 214 feet northerly therefrom		Anytime."

and by deleting therefrom the following items, namely:-

"Burlington	South	commencing at a point 115 feet east of Catharine to a point 40 feet easterly	8 am - 6 pm	Mon - Sat
Woodman	West	Queenston to Secord	7 am - 6 pm	Mon - Sat
Corsica	East	Bonaparte Way to the south property line of No. 10 Corsica		Anytime
Frid	West	Chatham to 169 feet north		Anytime
Frid	West	from 120 ft. north of Chatham to 240 ft. north of Chatham		Anytime."

3. That **Schedule 34 (Permit Parking)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Somerset	South	commencing 294 feet west of Barnesdale and extending 19 feet westerly therefrom	Anytime."

and by deleting therefrom the following items, namely:-

"Campbell	North	commencing 64 feet east of Carlisle and extending 24 feet easterly therefrom	Anytime
Campbell	South	commencing 44 feet east of the east curb line of Carlisle and extending 16 feet easterly therefrom	Anytime
East 24th	East	commencing at a point 240 feet south of Crockett to a point 26 feet southerly therefrom	Anytime
Keith	North	commencing 116 feet east of Emerald and extending 18 feet easterly therefrom	Anytime."

4. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this day of 1998.

CITY CLERK MAYOR

Bill No. A-37

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Section 1** of said By-law, as amended, is hereby further amended by adding thereto the following sub-section:-

   "(sa) "treasurer" means the Treasurer for the City of Hamilton;"

   and by deleting therefrom sub-section (da), in its entirety, and by inserting in its place the following sub-section:-

   "(da) "commissioner of transportation" means the Commissioner of Transportation for the Regional Municipality of Hamilton-Wentworth;"

   and by deleting therefrom subsection (s), in its entirety, and by inserting in its place the following sub-section:-

   "(s) "commissioner of public works and traffic" means the Commissioner of Public Works and Traffic of the City of Hamilton;"

2. That **Sections 5**, **28**, **33a**, **34**, **34b**, and **41b** of said By-law are hereby amended by deleting therefrom the phrase "director of traffic services", and by inserting in its place the phrase "commissioner of public works and traffic".

3. That **Sections 7** and **8** of said By-law are hereby amended by deleting therefrom the phrase "commissioner of engineering", and by inserting in its place the phrase "commissioner of transportation".

4. That **sub-section (6)(b)** of **Section 7** of said By-law is hereby amended by deleting therefrom the phrase "Commissioner of Transportation and Environmental Services", and by inserting in its place the phrase "commissioner of transportation".

5. That **Section 27** of said By-law is hereby amended by deleting therefrom sub-section (19), in its entirety, and by inserting in its place the following sub-section:-

"(19) Display of Disabled Person Parking Permit.

(a) No person shall display, or permit to be displayed, in or upon any vehicle, a permit or marker issued by the Ministry of Transportation indicating that the vehicle is operated by, or employed in the service of, a disabled person, at any time when the vehicle is not being operated by, or employed in the service of, a disabled person.

(b) No person shall display, make use of, present or otherwise utilize a permit issued by the Ministry of Transportation indicating that the permit holder is disabled, except the person to whom the permit is issued.

(c) No person shall display, make use of, present, or otherwise employ any permit, document, or thing which resembles or which may be mistaken for a Disabled Person Parking Permit issued by the Ministry of Transportation, but which is not the aforesaid permit, at any time when, or under any circumstances where, such display, use, presentation, or employment might elicit or cause to be conferred any benefit or exemption under the provisions of this by-law."

6. That **sub-section 1** of **Section 28** of said By-law is hereby amended by redesignating paragraph (c), respecting the meaning of "parking meter", as paragraph (d), and by adding to the aforesaid sub-section the following paragraph:-

"(c) "two dollar coin" means a two hundred cent coin of lawful money of Canada;"

7. That **sub-section 5** of **Section 28**, and **sub-section (e)** of **Section 34a**, of said By-law are hereby amended by deleting therefrom the phrase "physically handicapped" and by inserting in its place the term "disabled".

8. That **Schedule 24 (Parking Meter Locations)** of said By-law is hereby amended by deleting therefrom **Part 5** in its entirety, and by inserting in its place the following Part, namely:-

"5. Fifteen Minute Limit, on the following streets and parts of streets, excepting such parts of the same where parking and stopping is prohibited.

(a) At the rate of fifty cents per hour.

(b) At the rate of one dollar per hour.

Hunter	North	Hughson to 93 feet westerly
Hunter	North	Hughson to 110 feet easterly
Main	North	1st west of Newton
Park	West	1st south of York
Park	East	1st and 2nd south of York

Stirton	West	Barton to 148 feet southerly
Jackson	North	Bay to 130 feet westerly
Alley east from Hughson, north of Main	South	Hughson to easterly end
Vine	South	1st west of MacNab."

and by deleting from **Part 4(b)** thereof the following item, namely:-

"Vine	South	James to MacNab"

9. That **Schedule 25 (Parking Time Limits)** of said By-law is hereby amended by adding thereto the following items, namely:-

"East 31st	Both	From 121 feet south of Concession to Crockett	1 hr	7 am - 4 pm	Mon - Fri
Park	West	Merrick to Cannon	1 hr	8 am - 6 pm	Mon - Sat."

and by deleting therefrom the following items, namely:-

"Herkimer	South	From 60' east of Caroline to 54' easterly	1 hr	8 am - 6 pm	Mon - Sat
East 31st	East	commencing 121 feet south of Concession to Crockett	1 hr	7 am - 4 pm	Mon - Fri."

10. That **Schedule 26 (No Parking Areas)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Bendamere	Both	West 31st to West 32nd	8 am - 4 pm	Mon - Fri
Genesee	North	commencing 135 feet west Upper James and extending to West 2nd		Anytime
Jackson	South	City Hall Car Park to MacNab		Anytime
Jackson	South	James to Wellington		Anytime
Vine	North	MacNab to Park		Anytime."

and by deleting therefrom the following items, namely:-

"Aberdeen	North	Dundurn to Queen	7 am - 6 pm	Mon - Sat
Aberdeen	South	Mountain to Locke		Anytime
Bendamere	Both	West 31st to West 32	8 am - 4 pm	Mon - Sat
Tom	North	Breadalbane to west end		Anytime

Genesee	North	Upper James to West 2nd	Anytime
Jackson	South	Entrance to City Hall to Wellington	Anytime
Jackson	North	Catharine to 45 feet east	Anytime
Walnut	West	Main to King	Anytime
Vine	South	James to 96 ft. west	Anytime
Vine	South	MacNab to 65 ft. east	Anytime
Park	West	York to Vine	Anytime
Elgin	West	Cannon to 102 ft. south	Anytime
MacNab	East	Vine to Merrick	Anytime
MacNab	East	Vine to 80 ft. south	Anytime."

and by deleting from **Part (A)** thereof the following items, namely:-

"MacNab	West	151 ft.	90 ft. north of York (D)
MacNab	West	166 ft.	75 ft. north of York."

11. That **Schedule 27 (Alternate Side Parking)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Emerald Street South Stinson Street to Hunter Street East	West	East."

and deleting therefrom the following items, namely:-

"Lorne Avenue Cumberland Avenue to Afton Avenue	West	East
Emerald Street South Stinson Street to Main Street East	West	East."

12. That **Schedule 34 (Sticker Permit Parking)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Sanford	West	commencing 147 feet north of Barton and extending 160 feet northerly therefrom	Anytime."

and by deleting therefrom the following item, namely:-

"Sanford	West	commencing 147 feet north of Barton and extending 227 feet northerly therefrom	Anytime."

13. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

14. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this day of 1998.

CITY CLERK MAYOR

Bill No. A-38

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 29 (No Stopping Areas)** of said By-law is hereby amended by adding thereto the following item, namely:-

"King William	North	commencing 129 feet west of Ferguson and extending 98 feet westerly therefrom	Anytime."

and by deleting therefrom the following item, namely:-

"King William	South	Catharine to Wellington	4-6 p.m.	Mon - Fri."

2. That **Schedule 30 (Commercial Vehicle Loading Zones)** of said By-law is hereby amended by adding thereto the following item, namely:-

"King	South	29 ft.	South Branch - 93 ft. west of Catharine	Anytime."

3. That **Schedule 31 (School Bus Loading Zone)** of said By-law is hereby amended by adding thereto the following item, namely:-

"Brigade	East	100 feet	145 feet north of Byng	7:00 a.m. - 6:00 p.m. Monday to Saturday."

and by deleting therefrom the following item, namely:-

"Brigade	East	40 feet	205 feet north of Byng	7:00 a.m. - 6:00 p.m. Monday to Saturday."

4. That **Schedule 35 (Wheelchair Loading Zones)** of said By-law is hereby amended by adding thereto the following item, namely:-

"King William South 33 feet 190 feet west of Ferguson Anytime."

5. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

PASSED this day of 1998.

CITY CLERK MAYOR

Bill No. A-39

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 10 (Stops at Intersections)** of said By-law, as amended, is hereby further amended by adding thereto the following items, namely:-

"West 16th	Northbound	Sanatorium
Briarwood	Southbound	Sanatorium."

and by deleting therefrom the following item namely:-

"West 16th	Northbound and Southbound	Sanatorium."

2. That **Schedule 28 (Taxi Stands)** of said By-law is hereby amended by deleting therefrom the following item, namely:-

"MacNab	West	36 ft.	75 ft. north of York	Anytime."

3. That **Schedule 29 (No Stopping Areas)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Greenhill	South	commencing 102 feet west of the west curb line of Kimberly and extending 79 feet east of the east curb line of Kimberly	Anytime
Jackson	North	MacNab to John	Anytime
Jackson	North	Catharine to 36 feet easterly	Anytime
Rebecca	North	Catharine to a point 48 feet easterly	Anytime."

and by deleting therefrom the following items, namely:-

"Greenhill	South	commencing 120 feet west of the west curb line of Kimberly and extending 79 feet east of the east curb line of Kimberly		Anytime
Rebecca	North	from a point 33 feet west of Mary to Catharine		Anytime
Jackson	North	City Hall to John		Anytime
Jackson	South	MacNab to James	4 - 6 p.m.	Mon - Fri
Walnut	West	From 73 ft. south of King to 64 ft. southerly	4 - 6 p.m.	Mon - Fri."

4. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

5. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this day of 1998.

CITY CLERK MAYOR

Bill No. C-72

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Extend By-law No. 97-032
as Amended By By-law No. 97-103

Respecting:

**LAND WITHIN THE "WISEMOUNT ESTATES, PHASE 7"
SUBDIVISION (62M-794)
PLAN 62R-13901**

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

(7) **Designation of lands not subject to part lot control. --** Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.

(7.1) **Requirement for approval of by-law. --** A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.

(7.2) **Exemption from approval. --** An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.

(7.3) **Expiration of by-law. --** A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.

(7.4) **Extension of time period. --** The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.

(7.5) **Amendment or repeal. --** The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Council of The Corporation of the City of Hamilton enacted By-law No. 97-032 on February 24, 1997 to remove the lands described in section 1 thereof from part lot control, which expired on June 1, 1997;

AND WHEREAS the Council of The Corporation of the City of Hamilton enacted By-law No. 97-103 on May 13, 1997 to extend the time period described in Section 2(c) of By-law 97-032;

AND WHEREAS a request has been made for an extension of the time period specified for the expiration of By-law No. 97-032, as amended by By-law No. 97-103, as it relates to Lots 5, 6 and 7 only;

AND WHEREAS approval under subsection (7.1) is not required for an extension in accordance with subsection (7.4);

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 2.(c) of By-law No. 97-032, as amended by By-law No. 97-103, is hereby repealed and the following substituted therefor:

> "(c) Other than Lots 5, 6, and 7, this By-law shall no longer be of any force and effect. As it relates to Lots 5, 6 and 7, this By-law shall expire on June 1, 1999."

2. Section 1. of By-law No. 97-032, as amended by By-law No. 97-103, is hereby repealed and the following substituted therefor:

> "Subsection 5 of Section 50 of the Planning Act, shall not apply, for the purposes of creating maintenance easements only, to the following lands:
>
> Lots 5, 6 and 7, within Registered Plan Number 62M-794, in the City of Hamilton, Regional Municipality of Hamilton-Wentworth."

3. In all other respects, By-law No. 97-032, as amended by By-law No. 97-103 is hereby confirmed, unchanged.

4. Where this by-law has been enacted it shall be registered on title to the land described in section 1 of By-law No. 97-032.

PASSED this day of A.D. 1998.

CITY CLERK MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Amend:

Zoning By-law No. 6593
and To Repeal Zoning By-law No. 98-128

Respecting:

LAND LOCATED AT MUNICIPAL NO. 243 FENNELL AVENUE EAST

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 1 of the 7th Report of the Planning and Development Committee at its meeting held on the 14th day of April 1998, authorized that Zoning By-law No. 6593 be amended to change the zoning from "C" (Urban Protected Residential, etc.) District to "RT-20 - 'H'" (Townhouse - Maisonette - Holding) District and to establish special requirements under Section 19B of Zoning By-law No. 6593 in respect of the above-captioned land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this by-law;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 11 of the 8th Report of the Planning and Development Committee at its meeting held on the 28th day of April 1998, amended the said April 14, 1998 resolution by deleting from the proposed "RT-20-'H'" (Townhouse - Maisonette- Holding) District the 'H' holding provision;

AND WHEREAS the Council of The Corporation of the City of Hamilton enacted By-law No. 98-128 on the 28th day of April 1998 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "RT-20" District, in respect of the above-captioned land, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS it is necessary to repeal By-law No. 98-128 and to replace the said by-law as hereinafter provided due to an inadvertent typographical reference to the holding symbol 'H' in By-law No. 98-128, which pursuant to the April 28, 1998 resolution is not required;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-16 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "C" (Urban Protected Residential, etc.) District to "RT-20" (Townhouse - Maisonette) District,

the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The "RT-20" (Townhouse - Maisonette) District provisions, as contained in Section 10E of Zoning By-law No. 6593, applicable to the land comprised in Block 1, are amended to the extent only of the special requirements that,

(a) notwithstanding Section 2. (2) A.(viib) and 10E.(7) of Zoning By-law No. 6593, only one townhouse dwelling having not less than two single family dwelling units and a townhouse dwelling having a maximum of three single family dwelling units shall be permitted;

(b) notwithstanding Section 10E.(4)(a) of Zoning By-law No. 6593, for a townhouse dwelling a side yard depth of not less than 4.0 metres shall be provided and maintained for the southerly lot line; and,

(c) notwithstanding Section 10E.(17)(a) of Zoning By-law No. 6593, for a townhouse dwelling not more than three single family dwelling units shall be attached in a continuous row.

3. The "RT-20" (Townhouse - Maisonette) District regulations, as contained in Section 10E of Zoning By-law 6593, applicable to the land comprised in Block 2, are amended to the extent only of the special requirements that,

(a) notwithstanding Section 10E.(7) of Zoning By-law No. 6593, only townhouse dwellings having a maximum total of ten single family dwelling units shall be permitted; and,

(b) notwithstanding Section 10E.(17)(a) of Zoning By-law No. 6593, for a townhouse dwelling not more than four single family dwelling units shall be attached in a continuous row.

4. No pedestrian or vehicular access shall be permitted from East Eleventh Street.

5. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "RT-20" District, subject to the special requirements referred to in sections 2 and 3.

6. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1400.

7. Sheet No. E-16 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1400.

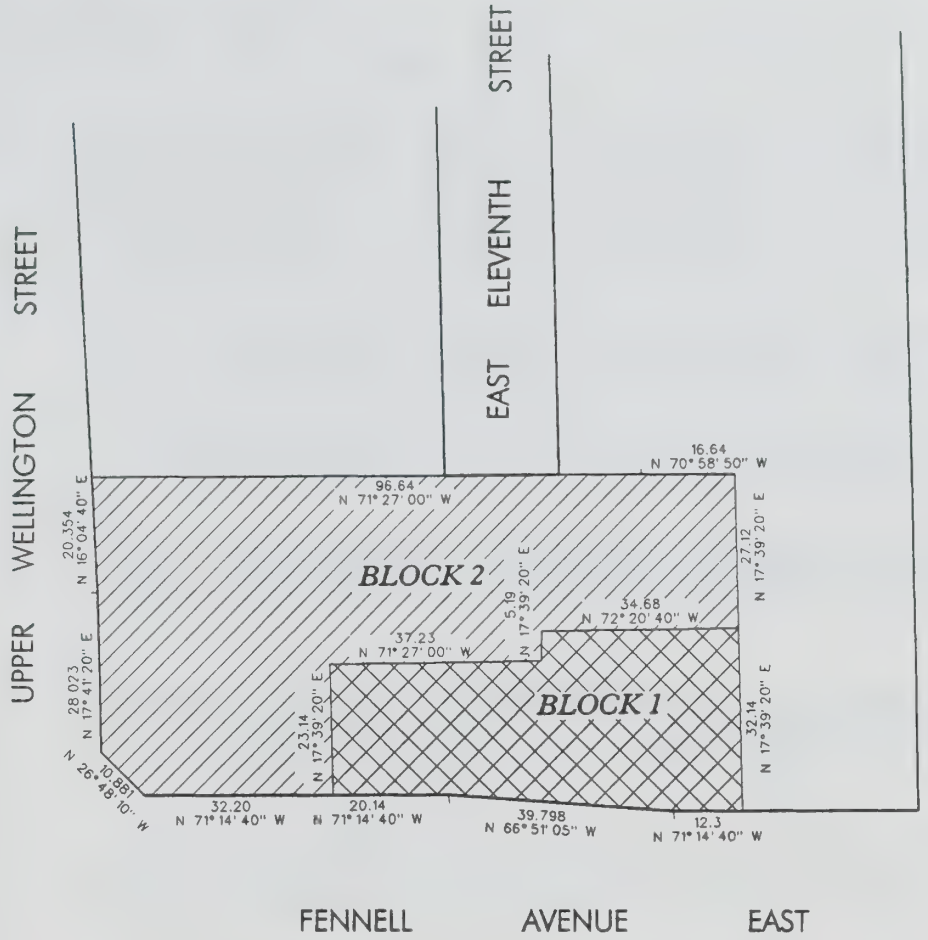
8. By-law No. 98-128, passed on the 28th day of April 1998, is hereby repealed in its entirety.

9. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this day of A.D. 1998

CITY CLERK MAYOR

(1998) 7 R.P.D.C. 1, April 14
(1998) 8 R.P.D.C. 11, April 28
1215443 Ontario Inc.
(Ontario Pride Construction/
Michael Bobiash), Owner
Amended ZAC-98-03



NOTE: All dimensions are in metres

This is Schedule "A" to By–Law No. 98–.....
Passed the ..... day of ....., 1998.

..... Clerk

..... Mayor

City of Hamilton

Schedule A

Map Forming Part of
By–Law No. 98–.....
to Amend By–Law No.6593

Planning and Development Department

Legend

Change in Zoning From:

BLK 1 — "C" (Urban Protected Residential, etc.) District to "RT–20" (Townhouse – Maisonette) District, Modified.

BLK 2 — "C" (Urban Protected Residential, etc.) District to "RT–20" (Townhouse – Maisonette) District, Modified.

North	Scale	Reference File No.
	Not to Scale	ZAC–98–03
	Date	Drawn By
	APRIL 1998	R.L.

17

Bill No. D-22

The Corporation of the City of Hamilton

BY-LAW NO. 98-

Respecting:

SMOKING IN PUBLIC PLACES AND THE WORKPLACE

WHEREAS it has been determined that the presence of environmental tobacco smoke, which is also referred to as "second-hand smoke", in public places and workplaces is a health hazard and a discomfort for persons within the municipality;

AND WHEREAS it is desirable for the purpose of promoting and protecting the health and well-being of persons, especially children, within the municipality to ensure that all public places and workplaces will be entirely free of environmental tobacco smoke at the soonest reasonable time;

AND WHEREAS subsection 213(2) of the Municipal Act authorizes the council of a local municipality to pass a by-law regulating the smoking of tobacco in public places and workplaces in the municipality and designating public places or workplaces, or classes or parts of such places, as places in which smoking tobacco or holding lighted tobacco is prohibited;

AND WHEREAS it is considered equitable for the proprietors of public places and workplaces within the local municipalities which comprise the Regional area, that the provisions of the by-laws regulating the smoking of tobacco be as consistent as possible;

AND WHEREAS Council, on 1998 March 31, in adopting Section 6 of the Ninth Report for 1998 of the Finance and Administration Committee authorized this By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

PART I: DEFINITIONS

1. In this by-law, the following definitions will apply:

"billiard hall" means premises at which facilities are made available to members of the public for rental to play the game of billiards or games of a similar nature;

"bingo hall" means premises that are used for the purpose of holding bingo lotteries licensed under the authority of an order-in-council of the Province of Ontario and the Gaming Control Act, S.O. 1992, c.24;

"bowling establishment" means premises at which lanes are made available to members of the public for rental to play the game of bowling;

"common area" means that portion of any building or structure including a commercial or retail establishment, residential condominium or multiple dwelling unit apartment building, to which the public or residents may have access, whether as of right or by invitation, express or implied and includes but is not limited to, a reception area for receiving or greeting customers, clients, patients, guests or other persons, elevators, escalators, hallways, stairwells, foyers, lobbies, laundry rooms, lunch rooms, and amenity areas;

"**designated smoking area**" means an area that is fully enclosed within a public place or workplace, that is located so that members of the public are not required to go through such area in order to gain access to a common area or public washroom that is equipped with a ventilation system that exhausts air directly to the exterior at a rate of fifteen (15) litres per second per person, and supplies tempered air at a rate which is more than ninety (90) per cent of the exhaust air rate, and that is:

(a) not more than fifty (50) per cent of the indoor seating area of a billiard hall, bingo hall, bowling establishment, gaming centre, public hall or restaurant;

(b) not more than twenty-five (25) per cent of the indoor floor area of a workplace, but does not include a smoking area referred to in sections 4, 5 or 6, of this By-law;

"**employee**" means a person who performs any work for or supplies any service to an employer, or a person who receives any instructions or training in the activity, business, work, trade, occupation, or profession of any employer and includes a volunteer;

"**employer**" means any person who as the owner, manager, contractor, superintendent or overseer of any activity, business, work, trade occupation or profession has control over or direction of, or is directly or indirectly responsible for the employment of, a person in it;

"**gaming centre**" means premises at which machines or contrivances are made available to members of the public for rental to play games of skill or chance, or a combination of skill and chance, for the purpose of entertainment;

"**indoor seating area**" means that portion of a billiard hall, bingo hall, bowling establishment, gaming centre, public hall or restaurant, that is normally open to the public, and that contains fixed or non-fixed seating, and includes dance floors, but excludes common areas, washrooms, kitchens, coat-rooms, and storage areas;

"**proprietor**" means a person who controls, governs, or directs the activities carried on within a public place or workplace, and includes the person actually in charge of such activities;

"**public hall**" means a building which is available to members of the public for the purpose of a personal or private assemblage of persons, upon payment of a fee;

"**public place**" means:

(a) any building or structure or part thereof whether privately or publicly owned that is open to the public, whether or not a fee is charged for entry, and includes but is not limited to, a building, structure or portion thereof for the gathering of persons for the purposes of education, worship, business, recreation, entertainment or amusement, and includes without limiting the generality of the foregoing, common areas, restaurants, banquet halls, patios, food courts, shelters, child care facilities, recreation centres, gaming centres, bingo halls, bowling establishments, billiard halls, sports facilities, arenas whether covered by roof or not, retail stores, shopping malls, commercial establishments, office buildings, educational, financial, religious and government institutions or facilities, cinemas, theatres, concert halls or other places that are normally open to clients, customers, patients, students, guests, residents, patrons or other members of the public;

(b) transit shelters;

(c) public transit vehicles;

(d) public washrooms.

"**public transit vehicle**" means any vehicle used for transporting the public and includes buses, including school buses and taxicabs;

"**restaurant**" means a building or portion of a building used for the sale and service of food or drink or both food and drink to the public for consumption on the premises, and includes a take-out service incidental to such restaurant, an area for children's play equipment, pinball or other mechanical or electronic game machines, or dedicated to other recreational activities, but excludes the portion of a building which is used as a food court or indoor patio, or which is not contiguous to the area from which food or drink is sold and served;

"**smoke or smoking**" includes the carrying of a lighted cigar, cigarette, pipe or any other lighted smoking equipment but does not include smoking where smoking is an element of a stage production or theatrical performance;

"**workplace**" means a building or part of a building in which one or more employees work, including employee eating and lounge areas and any vehicle or other conveyance in which an employee works, but does not include a billiard hall, bingo hall, bowling establishment, gaming centre or public hall, or common area.

PART II: REGULATED SMOKING AREAS

2. (1) No person shall smoke in a public place or workplace.

(2) Notwithstanding subsection (1), a person may smoke in a designated smoking area established under this by-law.

3. The proprietor of a billiard hall, bingo hall, bowling establishment, gaming centre, public hall, or restaurant may establish a designated smoking area within the premises under his or her control, at any time after this By-law comes into force.

4. Notwithstanding subsection 2(1), the proprietor of a billiard hall, bingo hall, bowling establishment, gaming centre or public hall that does not have a designated smoking area, may establish a smoking area that is capable of being readily identified and that is not more than fifty (50) per cent of the indoor seating area of the establishment.

5. (1) Notwithstanding subsection 2(1), the proprietor of a restaurant that is fully enclosed from any adjoining common area, and that does not have a designated smoking area may establish a smoking area, that is capable of being readily identified in accordance with the following table:

Size of Indoor Seating Area	Maximum Size of Smoking Area
A. one hundred (100) square metres or less	the lesser of: 1. ten (10) square metres of contiguous indoor seating area; and,

		2.	twenty-five (25) per cent of contiguous indoor seating area
B.	more than one hundred (100) square metres		ten (10) per cent of contiguous indoor seating area.

(2) This section is repealed on May 31, 2000.

6. Notwithstanding subsection 2(1), the proprietor of a restaurant that is fully enclosed from any adjoining common area, and does not have a designated smoking area may establish a smoking area that is capable of being readily identified and that is not more than seventy-five (75) per cent of the indoor seating area of the establishment, provided that:

(a) the proprietor holds a licence issued under the Liquor Licence Act which prohibits the entry of persons under nineteen (19) years of age at the premises to which the licence applies; or,

(b) the proprietor has filed a house policy with the Liquor Licence Board of Ontario, under subsection 41(6) of Regulation 719 under the Liquor Licence Act.

PART III: PROPRIETORS' DUTIES AND SIGNS

7. (1) Every proprietor shall ensure that "no smoking" signs are conspicuously posted so that the signs are clearly visible in all areas where smoking is prohibited under this by-law.

(2) Every proprietor shall ensure that health warning signs are conspicuously posted so that the signs are clearly visible from all parts of the place where smoking is permitted under this by-law.

8. (1) Where smoking is prohibited under this by-law, a proprietor shall inform any person who is smoking in a prohibited area that smoking in that area is prohibited.

(2) No proprietor shall permit a person to smoke in a place where smoking is prohibited under this by-law.

9. (1) Every employer shall inform each employee in a workplace that smoking is prohibited in the workplace within seven (7) days after the day on which this by-law comes into force.

(2) Where an employer has established a designated smoking area, the employer shall inform each employee in a workplace that smoking is prohibited in the workplace, except in the designated smoking area, within seven (7) days after the day on which the designated smoking area is established.

10. Every proprietor shall ensure that ashtrays and other paraphernalia used in connection with smoking are not present in areas where smoking is prohibited under this by-law.

11. (1) A health warning sign which is required to be posted under this by-law, shall:

(a) carry the text "Warning! This area contains tobacco smoke, which causes cancer, heart disease, lung disease, and harms children.";

(b) display the graphic symbol having the measurements, proportions and characteristics as illustrated in Schedule "A" to this by-law;

(c) be printed in English and such other language as the Clerk shall direct.

(2) A "no smoking" sign which is required to be posted under this by-law shall:

(a) carry the text "No Smoking" in capital or lower-case letters, or a combination of them;

(b) consist of two (2) contrasting colours, or if the lettering is to be applied directly to a surface or to be mounted on a clear panel, the lettering shall contrast to the background colour;

(c) have the following letter heights, based on the maximum viewing distance in the area where smoking is prohibited in direct line of sight:

Maximum Viewing Distance (metres)	**Letter Height (centimetres)**
3.05	2.54
6.09	5.08
12.19	7.62
24.38	10.16
48.77	15.24
73.15	20.32

(d) include in the text at the bottom of the sign, the words" City of Hamilton By-Law No. 98- Maximum Penalty $5,000.00", in letters not less than one hundred and twenty-seven hundredths (1.27) centimetres in height for signs with a letter size of two hundred and fifty-four hundredths (2.54) centimetres, and not less than one-fourth (1/4th) of the height of the letters on all other sizes of signs.

(3) Notwithstanding, subsection (2) where a proprietor is required to ensure that "no smoking" signs are posted, the graphic symbol prescribed in this subsection may be used to indicate an area where smoking is prohibited:

(a) the symbol shall include the text "City of Hamilton By-Law No. 98- Maximum Penalty $5,000.00", in letters and figures at least five per cent (5%) of the diameter of the circle in the symbol, and appropriate symbols such as directional arrows may be added;

(b) the symbol shall be on a white background with the circle and the interdictory stroke in red, with a cigarette, letters and figures in black;

(c) the diameter of the circle in the symbol shall be not less than the size indicated below, based upon the maximum viewing distance in the area where smoking is prohibited in direct line of sight:

Maximum Viewing Distance (metres)	Diameter of Circle (centimetres)
3.05	10.16
6.09	15.24
12.19	20.32
24.38	30.48
48.77	40.64
73.15	60.96

(4) Despite the fact that the symbol in subsection (3) is a cigarette, the symbol is deemed to include a lighted cigar, cigarette, pipe or any other lighted smoking equipment.

(5) Where an employer prohibits smoking throughout the whole of a workplace. Council may permit that employer to post signs, in a form and size satisfactory to Council, which indicate that the whole of the workplace is smoke-free, and, where permission has been given under this section, subsection 8(1) shall not apply to that workplace so long as smoking continues to be prohibited throughout that workplace and the signs approved under this section continue to be posted in the manner prescribed by subsection 8(1).

PART IV: OFFENCES AND ADMINISTRATION

12. Every person who contravenes any provision of this By-law is guilty of an offence and upon conviction is liable to the Penalties specified by the Provincial Offences Act R.S.O. 1990 Chapter P.33.

13. A proprietor may prohibit smoking in any part of the premises under his or her control where smoking is permitted under this by-law, even though the proprietor is not required to do so under this by-law.

14. (1) This by-law shall be enforced by the Clerks Department of the City of Hamilton.

(2) A public health inspector employed by the Regional Municipality of Hamilton-Wentworth is appointed as an inspector for the purpose of enforcing the provisions of this by-law.

(3) No person shall obstruct or hinder an Inspector from making an inspection to determine whether there is compliance with this By-law.

PART V: COMMENCEMENT AND TRANSITION

15. (1) A health warning sign or a "no smoking" sign posted in a public place or workplace under By-laws No. 80-258 or 89-370 that is still in compliance with the applicable by-law, is deemed to be the sign required under this by-law.

(2) Where an employer has given notice that smoking is prohibited in the workplace, or that smoking is prohibited in the workplace except in designated smoking areas, in accordance with By-law No. 89-370 the employer is deemed to have complied with section 9 of this by-law.

16. This By-Law comes into force on August 1, 1998.

17. By-law No. 80-258 and all the amendments to that By-law and By-law 89-370 are repealed on August 1, 1998.

PASSED this day of 1998.

CITY CLERK

MAYOR

SCHEDULE "A"

HEALTH WARNING SIGNS

(NOTE: In an actual by-law, this Schedule will commence on a separate page following the body of the by-law.)

Warning

This area contains
tobacco smoke,
which causes
cancer, heart disease,
lung disease, and
harms children.

Medical Officer of Health



Bill No. D-027

BY-LAW NO. 98 -

TO CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 12th DAY OF MAY, 1998.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 12 day of MAY A.D. 1998

CITY CLERK MAYOR

URBAN/MUNICIPAL
CA4 ON HBL A05
A31
1998

1998 May 21

URBAN MUNICIPAL
MAY 25 1998
GOVERNMENT DOCUMENTS

MEETING OF THE COUNCIL
OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, 1998 May 26
7:30 o'clock p.m.
Council Chambers, City Hall

J. J. Schatz
City Clerk

A G E N D A

1. ***National Anthem.***

2. ***Opening Prayer:*** ***Rev. R. B. Saunders***
Burkholder United Church.

3. ***Presentations:***

a) Keep Hamilton Clean Committee - Poster Contest

Amanda Leigh Proulx
Teresa Hellings

Certificates of Recognition:

b) Former Members of the Mayor's Committee/Advisory Council Against Racism and Discrimination

Ken Balasubramaniam
Sam Cino
Andrew Finlay
Harpreet Singh Gill
Frederick Loft
Ramzan Manek
Lynda Nielsen
Leslie Pasis
Helen Probert
Eleanor Rodney
Robert Westbrook

c) 1998 O.B.A. Basketball Champions

Team Members

Monika Schmuck	*Stephanie Aitken (co-captain)*
Jennifer Curtis	*Lindsay Gillott*
Carla Hudson	*Blaize Spironello (co-captain)*
Julie Lutz	*Clarissa Garrish*
Vivian Bakos	*Stacey Spree*

Coaches
Tom Spironello and John Aitken

d) Ontario Cheerleading Championships

Team Members

Ashley Accadia	*D. J. Bazley*	*Lisa Birch*
Ashley Black	*Rachelle Borycki*	*Andrea Cochrane*
Michele Duckett	*Stacy Eaton*	*Kara Hillis*
Carrie Leduc	*Stephanie Marson*	*Adrienne McMurray*
Dawn Oakes	*Kristy Robertson*	*Crystal Ruff*
Maya Safadi	*Stephanie Scott*	*Jennifer St. John*
Rachel Toombs	*Paula Wilson*	

Coaches
Tracey Goodwin and Frank Vurro

4. Adoption of the minutes of the meetings held:

(a) 1998 May 12 (regular)
(b) 1998 May 14 (special - 2 sessions)

5. Correspondence.

6. Reports of the Standing Committee:

(c) Planning and Development Committee
(d) Finance and Administration Committee
(e) Licensing Committee
(f) Nominating Committee

7. Notices of Motion for next meeting.

8. Appointment of an Acting Mayor for the month of June 1998.

9. Question Period.

10. Adjournment.

MINUTES

Minutes of Hamilton City Council
Tuesday, 1998 May 12
7:30 o'clock p.m.
Council Chamber, City Hall

The Council met:

Present: Mayor Morrow.
Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Jackson, Charters, Kelly, D'Amico, O'Sullivan.

Absent: Alderman Anderson - vacation

Mayor R. M. Morrow called the meeting to order.

* * * * * * * * * * * *

The National Anthem was sung.

* * * * * * * * * * * *

Canon Wendy Roy, St. Matthew's House led Council in prayer.

PRESENTATIONS

Mayor R. M. Morrow presented 1998 Civic Awards to Blessed Sacrament Provincial Champions Triple A Minor Bantam Boys Basketball Team.

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Mayor R. M. Morrow presented 1998 Civic Awards to Westdale Senior Girls Provincial Basketball Championship Team.

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Mayor R. M. Morrow presented a 1998 Civic Award to Sammy Smith, International World Champion, Tae Kwon Do.

* * * * * * * * * * * *

Mayor R. M. Morrow presented Osvaldo Fava with a Certificate of Recognition.

* * * * * * * * * * * *

Mayor R. M. Morrow presented Tara Miller with a Certificate of Recognition.

ADOPTION OF MINUTES

The minutes of the meeting held April 16 and April 28, 1998 were adopted as circulated.

CORRESPONDENCE\PETITIONS

1. Letter dated 1998 April 28 from Wayne Touzel, Owner, RWT Pharmacy Ltd, Centre Mall, Hamilton, Ontario respecting proposed increase in business realty taxes.

   Referred to the Finance and Administration Committee.

2. Application dated 1998 May 7 from Hai Chaw Wah, 35 Brant Street, Hamilton, Ontario for removal of the "H" Holding Provision at 21 Brantdale Avenue, Hamilton, Ontario.

   Received.

3. Application dated 1998 May 11 from Hugh MacLeod, 284 Locke Street South, Apartment 3, Hamilton, Ontario for a change in zoning from "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District to "H" (Community Shopping and Commercial, etc.) District modified for 27 Dundurn Street North, Hamilton, Ontario.

   Received.

4. Petition (not dated) containing approximately 167 names from residents who are opposed to the severance and variances which have been granted to the owner, Mrs. K. Marshall at 9 Barker Avenue by the Committee of Adjustment.

   Referred to the Planning and Development Committee.

5. Letter dated 1998 May 11 from Mr. Jason Rosset requesting that his application for a zoning change for the property at 1516 Main Street West which is addressed in the Planning and Development Committee Report, Section 3.

Received.

* *

It was moved by Alderman Kiss and seconded by Alderman Caplan that the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, and the Finance and Administration Committee, be considered in Committee of the Whole with Alderman Morelli in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, Kelly, D'Amico, O'Sullivan. -16.

NAYS: -0. **CARRIED.**

TRANSPORT AND ENVIRONMENT COMMITTEE - SEVENTH REPORT

Section 18 Re: Modified Subdivision Agreement

It was moved by Alderman Collins and seconded by Alderman Eisenberger that Section 18 of the Seventh Report of the Transport and Environment Committee for 1998 be amended by deleting the word "amend" in the first and fourth lines and replacing it with the word "discharge" in lieu thereof and by deleting the phrase "to delete the requirements relating to driveway access".

CARRIED.

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Section 23 Re: 50 Charlton Avenue East - M.O.E.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Eisenberger, Collins, Charters, Jackson, Kelly, D'Amico, O'Sullivan. -15.

NAYS: Alderman Copps. -1. **CARRIED.**

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Section 26 Re: Hixon Street

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Corsini, Morelli, Haining, Copps, Eisenberger, Collins, Charters, Jackson, Kelly, D'Amico, O'Sullivan. -14.

NAYS: Aldermen Horwath, Wilson. -2. **CARRIED.**

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Rule No. 9 Re: Temporary Street Closure: Hess Street South

It was moved by Alderman Collins and seconded by Alderman Eisenberger that Rule No. 9 of the City's Procedural By-law 95-167 be invoked for this meeting of City Council in order to permit consideration of a resolution respecting a Temporary Street Closure: Hess Street South between King Street and Main Street, Molson Canadian Summerfest, 1998 June 16 to June 22 and Hess Village Performing Arts Festival, 1998 July 8 to July 20. **CARRIED.**

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Section 29 Re: Temporary Street Closure - Hess Street South

It was moved by Alderman Collins and seconded by Alderman Eisenberger that the following resolution be added as Section 29 of the Seventh Report of the Transport and Environment Committee for 1998:

> "That the application of Hess Village Performing Arts Association to temporarily close Hess Street South between King Street and Main Street, from 10:00 o'clock a.m. Tuesday 1998 June 16 to 12:00 o'clock noon on Monday 1998 June 22 for the Molson Canadian Summerfest and from 10:00 o'clock a.m. 1998 July 8 to 12:00 o'clock noon 1998 July 20 for the Hess Village Performing Arts Festival, be approved, subject to the following conditions:
>
> (a) That the prior approval of the Chief of Police or his designate be received, and that such permits or authorizations as may be required by the Chief of Police or his designate be obtained; and,

(b) That the applicant provide proof of $5,000,000 public liability insurance, naming the City and the Region as an added insured party with a provision for cross liability, and holding the City and the Region harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss; and,

(c) That all barricading, detour signing and traffic control be subject to the direction of the Chief of Police or his designate; and,

(d) That all barricading be supplied by and at the expense of the applicant; and,

(e) That "Temporary Road Closure" signs be installed in advance by the Department of Public Works and Traffic, on the affected roadways, if deemed necessary by the Commissioner of Public Works and Traffic, and at the expense of the applicant; and,

(f) That the applicant ensure that clean-up operations be carried out immediately before the re-opening of the roads, to the satisfaction of the City and at the expense of the event organizer; and,

(g) That no property owner or resident within the barricaded area be denied access to their property upon request; and,

(h) That all property owners and tenants within the closed portion of the road be notified of the events by the applicant prior to the events in a form acceptable to the Commissioner of Transportation; and,

(i) That the applicant be granted extension to the City of Hamilton Noise By-Law 79-292, to permit the entertainment to conclude at midnight each night of the festivals and contract a City of Hamilton Noise By-law Officer to be in attendance throughout the events, all at the expense of the applicant; and,

(j) That the Alcohol and Gaming Commission of Ontario be advised that the City of Hamilton is aware of the application by the Gown and Gavel, 24 Hess Street South for a Temporary Extension of Liquor Licence for 1998 June 16 - 22 to hold the Hess Village Performing Arts Molson Canadian Summerfest, and has no objection to the issuance of this Licence; and,

(k) That the Alcohol and Gaming Commission of Ontario be advised that the City of Hamilton is aware of the application by the Lazy Flamingo, 19 Hess Street South, for a Temporary Extension of its Liquor Licence for 1998 July 8 - 20, to hold the 10th Annual Hess Village Performing Arts Festival, and has no objection to the issuance of the Licence; and,

(l) That the applicant be granted temporary permission for the sale or consumption of alcoholic beverages on the closed road allowance of Hess Street South between King Street and Main Street, only in conjunction with the Molson Canadian Summerfest on 1998 June 16 - 22 and the Hess Village Performing Arts Festival to take place on 1998 July 8 - 20; and,

(m) That the event organizers meet with the Mayor, Ward Aldermen, area residents and staff within two weeks following the events to discuss the festivals' impact on the surrounding residential areas." **CARRIED.**

PARKS AND RECREATION COMMITTEE - SIXTH REPORT

Section 1 Re: Alcohol in Parks

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Kelly, D'Amico, O'Sullivan. -15.

NAYS: Alderman Jackson. -1. **CARRIED.**

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Section 2 Re: Alcohol in Parks

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Kelly, D'Amico, O'Sullivan. -15.

NAYS: Alderman Jackson. -1. **CARRIED.**

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Section 3 Re: Alcohol in Parks

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Kelly, D'Amico, O'Sullivan. -15.

NAYS: Alderman Jackson. -1. **CARRIED.**

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Section 4 Re: Alcohol in Parks

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Kelly, D'Amico, O'Sullivan. -15.

NAYS: Alderman Jackson. -1. **CARRIED.**

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Section 17 Re: City not operate Lakeland Pool

It was moved by Alderman Collins and seconded by Alderman Wilson that Section 17 of the Sixth Report of the Parks and Recreation Committee for 1998 be amended by adding Sub-section (e) as follows:

(e) That the issue of funding requirement for the operation of Lakeland Pool be referred to the Committee of the Whole for consideration. **CARRIED.**

PLANNING & DEVELOPMENT COMMITTEE - NINTH REPORT

FINANCE AND ADMINISTRATION COMMITTEE - ELEVENTH REPORT

Section 8 Re: Summer meeting schedule

Recorded vote.

YEAS: Mayor Morrow, Aldermen Caplan, Horwath, Corsini, Morelli, Haining, Collins, Charters, Jackson, Kelly, D'Amico, O'Sullivan. -12.

NAYS: Aldermen Kiss, Copps, Wilson, Eisenberger. -4. **CARRIED.**

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It was moved by Alderman Kiss and seconded by Alderman Copps that the Report of the Committee of the Whole on the Reports of the Transport and Environment Committee, the Parks and Recreation Committee, the Planning and Development Committee, and the Finance and Administration Committee, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, Kelly, D'Amico, O'Sullivan. -16.

NAYS: -0. **CARRIED.**

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City Council then adjourned at 9:05 o'clock p.m.

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Taken as read and approved.

MAYOR R. M. MORROW

J. J. Schatz
1998 May 12
JJS/dg

CORRESPONDENCE

Correspondence:

1. Application dated 1998 May 12 from J. Arruda, 17 Barton Street East, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District and "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single Family Detached) District for 349 and 353 Acadia Drive, Hamilton, Ontario.

   Recommendation: **Be Received.**

2. Application dated 1998 May 19 from M. Sharma, 6981 Millcreek Dr., Mississauga for a modification to the "C" (Urban Protected Residential, etc.) District for lands located east of Greenhill Avenue and west of Webster Road and north of the existing railway line in the Nash Orchard Heights South Subdivision.

   Recommendation: **Be Received.**

Minutes of Committee of the Whole\City Council
Thursday, 1998 May 14
1:00 o'clock p.m.
Room 233, City Hall

The Council met:

Present: Mayor R. Morrow.
Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Eisenberger, Collins, Charters, Jackson, Kelly, D'Amico, O'Sullivan.

Absent: Alderman T. Anderson - Personal business

Mayor R. M. Morrow called the meeting to order.

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It was moved by Alderman Kiss and seconded by Alderman Corsini that the Report of the Committee of the Whole on the Report of the Committee of the Whole be considered in Committee of the Whole with Mayor Morrow in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Charters, Kelly, O'Sullivan. -12.

NAYS: -0. **CARRIED.**

COMMITTEE OF THE WHOLE - ELEVENTH REPORT
1998 Capital Budget
Bill E-006

Section 1 Re: 1998 Capital Budget

Recorded vote.

YEAS: Mayor Morrow, Aldermen Horwath, Corsini, Wilson, Eisenberger, Kelly, O'Sullivan. -7

NAYS: Aldermen Kiss, Morelli, Haining, Copps, Charters. -5 **CARRIED.**

* * * *

REPORT OF THE COMMITTEE OF THE WHOLE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Committee of the Whole presents its **ELEVENTH** Report for 1998 and respectfully recommends:

1. (a) That the City of Hamilton 1998 Capital Budget, as outlined on the attached Schedule "A", be approved and that the 1999-2007 Capital Forecast based on program funding allocation as outlined on Schedule "B" attached, representing the following financial parameters per attached Schedule "C", also be approved:

   (i) the average debenture charges expressed as a percentage of levy be 12.48% for the ten (10) year period; and

   (ii) the average compound rate of increase per year in debenture charges be 0.89%.

   (b) That the provision for capital levy with specific reference to the "Pay-As-You-Go" policy, be maintained at a similar level (up to the year 2002) with a two million dollar capital levy in 1998, a three million dollar capital levy in 1999, a four million dollar capital levy in 2000, a five million dollar capital levy in 2001, a six million dollar capital levy in 2002, a seven million dollar capital levy in 2003, a eight million dollar capital levy in 2004, a nine million dollar capital levy in 2005, and a ten million dollar capital levy in 2006 and 2007.

   (c) (i) That the 1998 projects be approved for implementation as outlined on the following pages: (Schedule "A" - Page 1 and 2) indicating the method of financing, and that the originating Department Heads be directed to proceed with these projects except Project No. 164 (Schedule "A" - Page 2), Waterfront Trail - CN Land Acquisition $2,000,000 and Project No. 177.1 (Schedule "A" - Page 2). Red Hill Valley - Recreation and Open Space Master Plan Implementation $600,000; and

   (ii) That the City Solicitor be authorized to prepare the appropriate by-laws for Projects marked "DEB" (Schedule "A" - Pages 1 and 2 - Column 18) with debenture financing in the total amount of $11,540,000; and

   (iii) That the Regional Municipality of Hamilton-Wentworth be requested to consent to the issuance of debentures for a term not to exceed ten years as required for the above Project noted in (ii) requiring debenture financing for the year 1998.

(d) That the financing of the Waterfront Trail Development (Project No. 164 noted above) in the amount of $2,000,000 from the Reserve for Property Purchase be set aside separately and the staff be directed to bring back a report before 1998 June 30 in relation to Project No. 164, Waterfront Trail - CN Land Acquisition outlining the feasibility of this project and the Status of the Waterfront Trail Development Project previously authorized by Council.

(e) That staff be directed to proceed with implementation of the Red Hill Valley Recreation and Open Space Master Plan only upon receipt of the land sale funding from the Regional Municipality of Hamilton-Wentworth.

(f) That staff be directed to review the City's Current Cost Sharing policy adjacent to 0.30 metre reserves, under subdivision and modified subdivision agreements as referred to in the Capital Budget as the City's Share of Services through Unsubdivided Lands, and report back to the appropriate committee recommending alternatives to the existing policy.

Recorded Vote:

YEAS: Mayor Morrow, Aldermen Horwath, Corsini, Wilson, Eisenberger, Kelly, O'Sullivan. -7

NAYS: Aldermen Kiss, Morelli, Haining, Copps, Charters. -5 **CARRIED**

2. That the following Bill be adopted, signed and sealed and enrolled as a By-law:

E-006 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED

MAYOR ROBERT M. MORROW, CHAIRMAN
COMMITTEE OF THE WHOLE

J. J. Schatz, Secretary
1998 May 14

The Corporation of the City of Hamilton

1998–2007 Capital Budget Program

Changes Made by the Committee of the Whole 1998 April 16, April 23, May 6 & May 14 and Special Fin. & Admin. Comm. May 11

(Thousands of Dollars)

Project No. (1)	Description (2)	Committee recommendation (3)	Net City Cost (4)	Line No. (5)
	1998			1
	Net City Cost (Schedule "A" – Page 2) Per 1998 April 9 Review		$22,794	2
216.0	Revised H.E.C.F.I. Project (Replacement & Renovations for Facility & Equipment) from $650,000 to $415,000		(235)	3
	Net City Cost Recommended by the Corporate Management Team for consideration of the Committee of the Whole 1998 April 9		22,559	4
13.0	Civic facilities Capital Repair Reserve – Major Maintenance	Project Deleted	(140)	5
20.1	Parking Lot Improvements	Project Deleted	(180)	6
30.1	Ivor Wynne Stadium – Renovations and Repairs	Project Deleted	(80)	7
35.0	Sir Wilfrid Laurier	Transfer from 1998 to 1999	(150)	8
25.1	Golf Course Redevelopment – Chedoke	Financing revised to Reserve for Golf Course Development	0	9
138.0	Downtown Hamilton Improvement Plan – Phase II	Same as $2 million	0	10
145.1	Road & Sidewalk Reconstruction Program	Increased to original request of $6.519 million	687	11
167.1	Play Structure Redevelopment – Additional	Net Increase by $100,000 from $100,000 to $200,000	100	12
168.1 &				13
168.2	Park Development and Redevelopment Program	Net Increase by $300,000 from $600,000 to $900,000	300	14
3.0	City Places – Downtown – Capital Contribution	Added to 1998	1,500	15
128.0	Drive Clean Program	Transfer from 1998 to 1999 – May 6th meeting	(95)	16
138.0	Downtown Improvement Plan – Phase II – Part	Delete Wall Murals from the Program & Loan Program	(240)	17
		1998 Net City Cost	24,261	18
	1999			19
	Net City Cost (Schedule "B" – Page 2) per 1998 April 9 Review		$23,502	20
217.1	Revised H.E.C.F.I. Project (Replacement & Renovations for Facility & Equipment) from $320,000 to $300,000		(20)	21
	Net City Cost Recommended by the Corporate Management Team for consideration of the Committee of the Whole 1998 April 9		23,482	22
72.0	Riverdale Recreation and Senior Centre	Added to 1999	4,250	23
35.0	Sir Wilfrid Laurier	Transfer from 1998 to 1999	150	24
128.0	Drive Clean Program	Transfer from 1998 to 1999 – May 6th meeting	95	25
		1999 Net City Cost	27,977	26
	2000			27
	Net City Cost (Schedule "B" – Page 4)		$20,787	28
217.2	Revised H.E.C.F.I. Project (Replacement & Renovations for Facility & Equipment) from $330,000 to $370,000		40	29
		2000 Net City Cost	20,827	30

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The Corporation of the City of Hamilton

1998–2007 Provisional Capital Budget Program

Schedule "A"

Projects By Year

(Thousands of Dollars)

As authorized by the Committee of the Whole on 1998 April 16, April 23, May 6 & May 14 and Special Fin. & Admin. Comm. on May 11

PROJ NO. (1)	DEPT (2)	PROJECT DESCRIPTION (3)	PROJECT START (4)	PROJECT FINISH (5)	GROSS COST (6)	COST SHARING (7)	NET FINANCING (City's Cost) 1998 (8)	1999 (9)	2000 (10)	2001 (11)	2002 (12)	2003 (13)	2004 (14)	2005 (15)	2006 (16)	2007 (17)	NATURE OF FUNDING (18)	ANNUAL DEBT CHARGES (19)	ANNUAL OPERATING COST (20)
		1998																	
2.0	BLDG	DOWNTOWN CONVERT/RENOVATE–TO–RENT LOAN PROGRAM	1998	1999	200		200										CL		
3.0	BLDG	CITY PLACES – DOWNTOWN – CAPITAL CONTRIBUTION	1998	1998	1,500		1,500										DEB	214	
6.0	CLERK	ELECTION SYSTEM REPLACEMENT AND ACQUISITION	1998	2000	550		550										CL		(100)
7.0	IS	CORPORATESOFTWARE – WINDOWS SOFTWARE	1998	1998	95		95										CL		
8.0	IS	STAFF PC SOFTWARE TRAINING	1998	1998	140		140										CL		
9.1	IS	CORPORATE NETWORK IMPROV. COMMUNICATIONS INFRASTRUCTURE	1998	1998	50		50										CL		
10.1	IS	CORPORATE NETWORK EXT. COMMUNICATIONS INFRASTRUCTURE	1998	1998	84		84										CL		
12.1	C&R	RISK MANAGEMENT – VARIOUS FACILITIES	1998	1998	110		110										DEB	16	
14.1	C&R	CHEDOKE TWIN PAD ARENA – REMEDIAL & OPERAT'L IMPROVEMENTS	1998	1998	250		250										DEB	36	(5)
17.1	C&R	CITY HALL – 1998 RETROFIT – PHASE I	1998	1998	250		250										DEB	36	
22.0	C&R	HAMILTON STEAM & TECHNOLOGY MUSEUM – OPERATIONAL IMPROV.	1998	1998	440		440										DEB	63	(20)
23.0	C&R	JIMMY THOMPSON POOL REMEDIAL WORK	1998	1998	80		80										CL		0
25.1	C&R	GOLF COURSES REDEVELOPMENT – CHEDOKE	1998	1998	60		60										RGCI		(20)
32.0	C&R	BUILDING AUTOMATION SYSTEM – PHASE II STUDY	1998	1998	30		30										CL		0
37.0	C&R	MILITARY MUSEUM & DUNDURN PAVILION RE–ROOFING	1998	1998	95		95										DEB	14	
46.0	C&R	CUP COMMUNITY ENERGY SYSTEM – FEASIBILITY STUDY	1998	1998	150	75	75										CL		0
53.0	C&R	CUP – REPAIRS TO MAIN HEATING BOILERS	1998	1998	100		100										DEB	14	0
62.1	C&R	RESTORATION OF ARCHITECTURAL FEATURES, HISTORICAL SITES	1998	1998	40		40										CL		0
121.0	FIRE	VEHICLE / APPARATUS REPLACEMENT	1998	1998	1,053		1,053										RRME		
126.0	PWD–F	VEHICLE REPLACEMENT PROGRAM	1998	1998	2,268		2,268										RRME		
129.0	ROAD	CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LANDS	1998	1998	1,200		1,200										RSTUL/RDC		19
132.0	ROAD	LOCK STREET BRIDGE – ROADWAY MAINTENANCE	1998	1998	40		40										DEB	6	
133.1	ROAD	RAILWAY CROSSING – HI RAIL INSTALLATION	1998	1998	60		60										DEB	9	
135.1	PWD–T	TRAFFIC SIGN REPLACEMENT	1998	1998	75		75										CL		(1)
136.0	PWD–T	TRAFFIC SIGNAL MODERNIZATION	1998	1998	62		62										CL		

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The Corporation of the City of Hamilton

1998–2007 Provisional Capital Budget Program

Schedule "A"

Projects By Year

(Thousands of Dollars)

As authorized by the Committee of the Whole on 1998 April 16, April 23, May 6 & May 14 and Special Fin. & Admin. Comm. on May 11

PROJ NO. (1)	DEPT (2)	PROJECT DESCRIPTION (3)	PROJECT START (4)	PROJECT FINISH (5)	GROSS COST (6)	COST SHARING (7)	NET FINANCING (City's Cost) 1998 (8)	1999 (9)	2000 (10)	2001 (11)	2002 (12)	2003 (13)	2004 (14)	2005 (15)	2006 (16)	2007 (17)	NATURE OF FUNDING (18)	ANNUAL DEBT CHARGES (19)	ANNUAL OPERATING COST (20)
		1998 – Continued																	
138.0	PWD–S	DOWNTOWN HAMILTON IMPROVEMENT PLAN – PHASE II	1998	1998	1,760		1,760										DEB/RCP	218	37
142.0	PWD–S	CITY'S SHARE OF LOCALS – RESIDENTIAL	1998	1998	250		250										CL		
145.1	PWD–S	ROADWAYS AND SIDEWALKS RECONSTRUCTION PROGRAM	1998	1998	6,519		6,519										DEB	928	
164.0	PWD–P	WATERFRONT TRAIL – CN LAND ACQUISITION	1998	1998	2,000		2,000										RPP		0
165.0	PWD–P	PLAYSTRUCTURE REDEVELOPMENT	1998	1998	217	17	200										RPL		3
167.1	PWD–P	PLAYSTRUCTURE REDEVELOPMENT – ADDITIONAL	1998	1998	212	12	200										RDC		2
168.1	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	1998	1998	73		73										RPL		
168.2	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	1998	1998	827		827										RDC		50
175.0	PWD–P	WARDEN PARK – PATHWAY IMPROVEMENTS	1998	1999	50	50													
177.1	PWD–P	RED HILL VALLEY – RECREATION AND OPEN SPACE	1998	1998	600		600										RRHCD		55
215.0	TR	CORPORATE FINANCIAL INFORMATION SYSTEM	1998	1999	5,500	3,250	2,250										CL/DEB	282	
216.0	HECFI	REPLACEMENTS & RENOVATIONS FOR FACILITIES & EQUIPMENT	1998	1998	415		415										RCP–H		(36)
227.1	PA	ELECTRONIC PARKING METER EXPANSION AND REPLACEMENT	1998	1998	80		80										ROSP		
229.1	PA	PAVING AND RETROFIT OF CARPARKS	1998	1998	180		180										ROSP		
		Sub–total Provisional 1998 Capital Budget (NET CITY COSTS – 24,261)			27,665	3,404	24,261	0	0	0	0	0	0	0	0	0		1,836	(16)

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The Corporation of the City of Hamilton

1998–2007 Provisional Capital Budget Program

Schedule "B–Summary"

Projects By Program, Year & Department Priority

(Thousands of Dollars)

As adjusted by the Committee of the Whole on 1998 April 16, April 23, May 5 & May 14 and Special Fin. & Admin. Comm. on 1998 May 11

PROG. No.	PROJECT DESCRIPTION	DEPT	Program Funding Considered 1998–2007 %	GROSS COST	COST SHARING	NET COST	NET (City's Costs) PROJECTS COSTS PER PROGRAM FUNDING ALLOTMENTS 1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	Annual Operating COST
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)	(16)	(17)	(18)
A	ASSET MANAGEMENT																
A	*Roads (& Bridge, Railway Crossings)*	*PW/Roads*	90%	82,886	0	82,886	6,869	7,071	7,473	8,049	8,284	8,528	8,785	9,050	9,253	9,524	0
D	*PW&T Parking Lots – Public*	*PW&T*	90%	3,653	0	3,653	260	180	185	235	237	650	396	445	430	635	0
E	*Vehicle Replacement Program*	*PW/Fire*	90%	32,573	0	32,573	3,321	2,584	2,751	2,974	3,723	3,571	3,244	3,519	3,014	3,872	0
F	*Signals and Signs*	*PW&T*	90%	861	0	861	137	139	66	143	70	72	0	76	78	80	(3)
H	*Play Structure*	*PW&T*	90%	2,282	182	2,100	400	200	200	200	150	200	200	150	200	200	32
K	*Facility Management – Basic*	*C&R/Bldg.*	90%	12,684	0	12,684	635	1,627	3,931	1,170	922	859	859	882	940	859	42
O & P	*Fire Master Plan – Basic retrofit*	*FIRE*	90% & 75%	2,883	0	2,883	0	750	239	1,894	0	0	0	0	0	0	1
V	*Park Development–Basic Maintenance*	*PW&T*	100%	1,023	50	973	73	100	100	100	100	100	100	100	100	100	0
Y	*Library Branch Upkeep*	*Library*	90%	635		635				635							0
	Sub–total Asset Management			139,480	232	139,248	11,695	12,651	14,945	15,400	13,486	13,980	13,584	14,222	14,015	15,270	72
B	SERVICE ENHANCEMENT																
B	*Sub–Division Development*	*ROADS*	75%	9,850	0	9,850	1,200	900	900	950	950	950	1,000	1,000	1,000	1,000	19
C	*Storm Water Quality*	*ROADS*	100%	300		300		300									0
G	*Park Development – Enhancement*	*PW&T*	75%	17,376	1,159	16,217	1,427	1,655	1,290	1,469	1,768	1,150	1,196	1,970	1,075	3,217	837
I	*New Park Land Acquisition*	*PW&T*	75%	6,000		6,000	2,000	500	0	500	500	500	500	500	500	500	128
J	*Community Renewals*	*PW&T*	75%	705	0	705	0	105	105	105	65	65	65	65	65	65	15
L	*Facility Enhancement – Retrofit*	*C&R*	75%	57,829	1,020	56,809	895	5,250	1,500	3,500	4,500	7,000	8,000	8,500	9,500	8,164	646
M	*Facility Enhancement – New*	*C&R*	75%	12,935	6,290	6,645	0	0	0	150	3,810	2,685	0	0	0	0	1,083
S	*Library Branch Upkeep & Retrofit*	*Library*	75%	436	0	436	0	56	0	0	0	0	380	0	0	0	0
T	*HECFI Replacement/Retrofit*	*HECFI*	100%	5,345	0	5,345	415	755	850	230	590	505	300	300	900	500	(36)
W	*Roads – Enhancement*	*PW&T*	75%	216		216	0	144	36	36	0	0	0	0	0	0	40
	Sub–total Service Enhancement			110,992	8,469	102,523	5,937	9,665	4,681	6,940	12,183	12,855	11,441	12,335	13,040	13,446	2,732
C	SPECIAL PROJECT																
N	*Information Systems*	*IS/Others*	100%	7,187	3,250	3,937	3,169	484	84	50	50	0	0	0	0	100	(56)
R	*Downtown Development*	*PW/Bldg.*	75%	11,497	317	11,180	3,460	2,200	2,200	2,200	827	143	50	50	50	0	209
X	*Miscellaneous Other*	*Various*	0%	0	0	0	0	0	0	0	0	0	0	0	0	0	0
	Sub–total			18,684	3,567	15,117	6,629	2,684	2,284	2,250	877	143	50	50	50	100	153
Total 1998–2007 Prov. Capital Budget for approval of the Committee				269,156	12,268	256,888	24,261	25,000	21,910	24,590	26,546	26,978	25,075	26,607	27,105	28,816	2,957
D	U *Projects – Outside the Ten Year Plan*			247,097	108,232	138,865											
TOTAL CAPITAL BUDGET REQUEST CONSIDERED				516,253	120,500	395,753											

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The Corporation of the City of Hamilton

1998–2007 Provisional Capital Budget Program

Schedule "B"

Projects By Year

(Thousands of Dollars)

As authorized by the Committee of the Whole on 1998 April 16, April 23, May 6 & May 14 and Special Fin. & Admin. Comm. on May 11

PROJ NO. (1)	DEPT (2)	PROJECT DESCRIPTION (3)	PROJECT START (4)	PROJECT FINISH (5)	GROSS COST (6)	COST SHARING (7)	NET FINANCING (City's Cost) 1998 (8)	1999 (9)	2000 (10)	2001 (11)	2002 (12)	2003 (13)	2004 (14)	2005 (15)	2006 (16)	2007 (17)	NATURE OF FUNDING (18)	ANNUAL DEBT CHARGES (19)	ANNUAL OPERATING COST (20)
		1999																	
1.0	BLDG	DIGITAL IMAGING OF ZONING MAPS	1999	1999	300			300											(50)
9.2	IS	CORPORATE NETWORK IMPROV. COMMUNICATIONS INFRASTRUCTURE	1999	1999	50			50											10
10.2	IS	CORPORATE NETWORK EXT. COMMUNICATIONS INFRASTRUCTURE	1999	1999	84			84											16
12.2	C&R	RISK MANAGEMENT – VARIOUS FACILITIES	1999	1999	350			350											
13.1	C&R	CIVIC FACILITIES CAPITAL REPAIR RESERVE – MAJOR MAINTENANCE	1999	1999	20			20											
17.2	C&R	CITY HALL – 1998 RETROFIT – PHASE II	1999	2000	1,079			415	664										(67)
19.0	C&R	COPPS/CENTRAL LIBRARY CONVERT CFC REFRIGERATION EQUIT	1999	1999	235			235											
20.2	C&R	PARKING LOT IMPROVEMENTS	1999	1999	500			500											20
30.2	C&R	IVOR WYNNE STADIUM – RENOVATIONS AND REPAIRS	1999	1999	90			90											0
33.2	C&R	FIELDHOUSE – MECHANICAL, ELECTRICAL & REROOFING	1999	1999	70			70											0
35.0	C&R	SIR WILFRID LAURIER	1999	1999	150			150										21	0
43.0	C&R	KING'S FOREST GOLF COURSE – DRIVING RANGE	1999	1999	300			300											(20)
55.0	C&R	EMERGENCY LIGHTING / ALARM SYSTEM / P.A. SYSTEM	1999	1999	100			100											(15)
56.1	C&R	CITY HALL – MULTI YEAR RETROFIT	1999	1999	50			50											
58.0	C&R	RYERSON RECREATION CENTRE – RE–ROOFING	1999	1999	116			116											0
61.0	C&R	CONVENTION CENTRE – AIR HANDLING UNIT RETROFIT	1999	1999	95			95											0
67.0	C&R	PROPERTY & MAINTENANCE WORKSHOP – REPAIRS & MAINTENANCE	1999	1999	36			36											0
70.0	C&R	REPLACEMENT OF ORNAMENTAL (GLOBE) LIGHTING	1999	1999	100			100											(3)
72.0	C&R	RIVERDALE RECREATION AND SENIOR CENTRE	1999	2000	4,250			4,250											238
122.1	FIRE	VEHICLE / APPARATUS REPLACEMENT	1999	1999	144			144											
123.0	FIRE	FIRE STATION – WOODWARD & MELVIN – RENOVATION	1999	1999	585			585											
124.0	FIRE	FIRE STATION – KENILWORTH AVENUE – DESIGN & CONSTRUCTION	1999	2001	2,208			75	239	1,894									
125.0	FIRE	SECOND APPARATUS DOOR AT TWO FIRE STATIONS	1999	1999	90			90											1
127.1	PWD–F	VEHICLE REPLACEMENT PROGRAM	1999	1999	2,345			2,345											
128.0	PWD–F	DRIVE CLEAN PROGRAM	1999	1999	95			95									RRME		
130.1	ROAD	CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LANDS	1999	1999	900			900											

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The Corporation of the City of Hamilton

1998–2007 Provisional Capital Budget Program

Schedule "B"

Projects By Year

(Thousands of Dollars)

As authorized by the Committee of the Whole on 1998 April 16, April 23, May 6 & May 14 and Special Fin. & Admin. Comm. on May 11

PROJ NO. (1)	DEPT (2)	PROJECT DESCRIPTION (3)	PROJECT START (4)	PROJECT FINISH (5)	GROSS COST (6)	COST SHARING (7)	NET FINANCING (City's Cost) 1998 (8)	1999 (9)	2000 (10)	2001 (11)	2002 (12)	2003 (13)	2004 (14)	2005 (15)	2006 (16)	2007 (17)	NATURE OF FUNDING (18)	ANNUAL DEBT CHARGES (19)	ANNUAL OPERATING COST (20)
		1999 – Continued																	
131.0	ROAD	CENTENNIAL PARKWAY – NEW PEDESTRIAN UNDERPASS	1999	1999	40			40											
133.2	ROAD	RAILWAY CROSSING – HI RAIL INSTALLATION	1999	1999	61			61											
134.0	ROAD	SUBDIVISION WATERSHED PLAN FOR RED HILL CREEK TRIBUTARIES	1999	1999	300			300											
135.2	PWD–T	TRAFFIC SIGN REPLACEMENT	1999	1999	75			75											(1)
136.1	PWD–T	TRAFFIC SIGNAL MODERNIZATION	1999	1999	64			64											
137.0	PWD–T	INVENTORY CONTROL SOFTWARE	1999	1999	50			50											
139.0	PWD–S	DOWNTOWN HAMILTON IMPROVEMENT PLAN – PHASE III	1999	1999	2,250	100		2,150											44
143.1	PWD–S	CITY'S SHARE OF LOCALS – RESIDENTIAL	1999	1999	250			250											
146.1	PWD–S	ROADWAYS AND SIDEWALKS RECONSTRUCTION PROGRAM	1999	1999	6,760			6,760											
152.0	PWD–S	CORKTOWN NEIGHBOURHOOD PLAN IMPLEMENTATION PHASE I	1999	1999	50			50											
153.0	PWD–S	ENHANCED STREETSCAPING	1999	1999	36			36											19
154.0	PWD–S	WATER TRUCK – TRAFFIC ISLAND PROGRAMME	1999	1999	68			68											9
166.1	PWD–P	PLAYSTRUCTURE REDEVELOPMENT	1999	1999	217	17		200											3
169.1	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	1999	1999	100			100											
169.1	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	1999	1999	500			500											41
170.1	PWD–P	PARKLAND ACQUISITION	1999	1999	500			500											16
171.0	PWD–P	BOCCE, BASKETBALL, SHUFFLEBOARD COURTS, HANDBALL DEVELOP.	1999	1999	53	3		50											
173.0	PWD–P	ESCARPMENT STEPS – FENNELL TO GREENHILL	1999	1999	480			480											
174.1	PWD–P	COMMERCIAL IMPROVEMENT PROGRAMME – PHASE II	1999	1999	105			105											5
176.1	PWD–P	TENNIS COURT – MAJOR REPAIRS	1999	1999	25			25											
177.2	PWD–P	RED HILL VALLEY – RECREATION AND OPEN SPACE	1999	1999	600			600									RRHCD		55
217.1	HECFI	REPLACEMENTS & RENOVATIONS FOR FACILITIES & EQUIPMENT	1999	1999	300			300									RCP–H		0
218.0	HECFI	HAMILTON PLACE – GREAT HALL SEATING REPLACEMENT	1999	2000	430			250	180								RCP–H		0
219.0	HECFI	HAMILTON PLACE – REPLACEMENT OF CARPET	1999	1999	205			205									RCP–H		0
225.0	HPL	TERRYBERRY BRANCH LIBRARY RETROFIT	1999	1999	56			56											
227.2	PA	ELECTRONIC PARKING METER EXPANSION AND REPLACEMENT	1999	1999	80			80									ROSP		

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The Corporation of the City of Hamilton

1998–2007 Provisional Capital Budget Program

Schedule "B"

Projects By Year

(Thousands of Dollars)

As authorized by the Committee of the Whole on 1998 April 16, April 23, May 6 & May 14 and Special Fin. & Admin. Comm. on May 11

PROJ NO.	DEPT	PROJECT DESCRIPTION	PROJECT START	PROJECT FINISH	GROSS COST	COST SHARING	NET FINANCING (City's Cost) 1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	NATURE OF FUNDING	ANNUAL DEBT CHARGES	ANNUAL OPERATING COST
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)	(16)	(17)	(18)	(19)	(20)
229.2	PA	PAVING AND RETROFIT OF CARPARKS	1999	1999	100			100									ROSP		
	Sub–total Provisional 1999 Capital Budget	*(NET CITY COSTS – 27,977)*			28,097	120	0	25,000	1,083	1,894	0	0	0	0	0	0		21	321
	2000																		
10.3	IS	CORPORATE NETWORK EXT. COMMUNICATIONS INFRASTRUCTURE	2000	2000	84				84										48
12.3	C&R	RISK MANAGEMENT – VARIOUS FACILITIES	2000	2000	400				400										
13.2	C&R	CIVIC FACILITIES CAPITAL REPAIR RESERVE – MAJOR MAINTENANCE	2000	2000	150				150										
14.2	C&R	CHEDOKE TWIN PAD ARENA – REMEDIAL & OPERAT'L IMPROVEMENTS	2000	2000	450				450										(5)
18.0	C&R	LIBRARY/MARKET – BOILER RETROFIT	2000	2000	375				375										(35)
20.3	C&R	PARKING LOT IMPROVEMENTS	2000	2000	615				615										20
21.0	C&R	CENTRAL FIRE STATION – MECHANICAL/ELECTRICAL RETROFIT	2000	2000	241				241								CL		(3)
24.0	C&R	INCH PARK ARENA OPERATION IMPROVEMENTS	2000	2000	55				55										(2)
26.0	C&R	PARKDALE ARENA – OPERATIONAL IMPROVEMENTS	2000	2000	135				135										0
28.0	C&R	SACKVILLE HILL SENIOR CENTRE	2000	2000	60				60										0
29.0	C&R	CONVENTION CENTRE – REPLACE VARIABLE SPEED DRIVES	2000	2000	100				100										(5)
30.3	C&R	IVOR WYNNE STADIUM – RENOVATIONS AND REPAIRS	2000	2000	90				90										0
31.0	C&R	LAWFIELD ARENA BUILDING ENVELOPE REMEDIAL REPAIRS	2000	2000	60				60										0
33.3	C&R	FIELDHOUSE – MECHANICAL, ELECTRICAL & REROOFING	2000	2000	607				607										0
38.0	C&R	PEDESTRIAN BRIDGE – KING STREET	2000	2000	40				40										
47.0	C&R	KENILWORTH FIRE STATION – RE–ROOFING	2000	2000	97				97										
48.0	C&R	RAY STREET SOUTH FIRE STATION (NO. 11) – RE–ROOFING	2000	2000	42				42										0
49.0	C&R	MELVIN AVENUE FIRESTATION (NO. 8) – RE–ROOFING	2000	2000	45				45										0
52.0	C&R	HAMILTON TENNIS CLUB	2000	2000	30				30										0
54.0	C&R	TOURISM SIGNAGE	2000	2000	29				29										16
56.2	C&R	CITY HALL – MULTI YEAR RETROFIT	2000	2000	50				50										
64.0	C&R	DUNDURN CASTLE HISTORIC LANDSCAPE RESTORATION – FES. STUDY	2000	2000	75	25			50										0
68.2	C&R	PUBLIC ART PROGRAMME	2000	2000	120				120										15

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(Thousands of Dollars)

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PROJ NO. (1)	DEPT (2)	PROJECT DESCRIPTION (3)	PROJECT START (4)	PROJECT FINISH (5)	GROSS COST (6)	COST SHARING (7)	NET FINANCING (City's Cost) 1998 (8)	1999 (9)	2000 (10)	2001 (11)	2002 (12)	2003 (13)	2004 (14)	2005 (15)	2006 (16)	2007 (17)	NATURE OF FUNDING (18)	ANNUAL DEBT CHARGES (19)	ANNUAL OPERATING COST (20)
75.1	C&R	COPPS COLISEUM – STEAM TO HOT WATER CONVERSION	2000	2000	135				135										(5)
		2000 – Continued																	
77.0	C&R	FOOTBALL HALL OF FAME – MECHANICAL/ELECTRICAL RETROFIT	2000	2000	251				251										(1)
78.0	C&R	REPLACEMENT OF MARKET REFRIGERATION UNITS	2000	2000	390				390										0
85.0	C&R	125 BARTON STREET – REPLACE EXTERIOR WINDOWS	2000	2000	150				150										(5)
122.2	FIRE	VEHICLE / APPARATUS REPLACEMENT	2000	2000	335				335										
127.2	PWD–F	VEHICLE REPLACEMENT PROGRAM	2000	2000	2,416				2,416										
130.2	ROAD	CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LANDS	2000	2000	900				900										
133.3	ROAD	RAILWAY CROSSING – HI RAIL INSTALLATION	2000	2000	62				62										
136.2	PWD–T	TRAFFIC SIGNAL MODERNIZATION	2000	2000	66				66										
140.0	PWD–S	DOWNTOWN HAMILTON IMPROVEMENT PLAN – PHASE IV	2000	2000	2,417	217			2,200										101
143.2	PWD–S	CITY'S SHARE OF LOCALS – RESIDENTIAL	2000	2000	250				250										
146.2	PWD–S	ROADWAYS AND SIDEWALKS RECONSTRUCTION PROGRAM	2000	2000	7,161				7,161										
155.1	PWD–S	ENHANCED STREETSCAPING	2000	2000	36				36										6
166.2	PWD–P	PLAYSTRUCTURE REDEVELOPMENT	2000	2000	217	17			200										3
169.2	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	2000	2000	100				100										
169.2	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	2000	2000	500				500										41
172.2	PWD–P	BOCCE, BASKETBALL, SHUFFLEBOARD COURTS, HANDBALL DEVELOP.	2000	2000	106	6			100										
174.2	PWD–P	COMMERCIAL IMPROVEMENT PROGRAMME – PHASE II	2000	2000	105				105										5
176.2	PWD–P	TENNIS COURT – MAJOR REPAIRS	2000	2000	30				30										
177.3	PWD–P	RED HILL VALLEY – RECREATION AND OPEN SPACE	2000	2000	600				600								RRHCD		55
209.0	PLAN	BROWNFIELDS REDEVLOPMENT TASK FORCE	2000	2000	120	60			60										
217.2	HECFI	REPLACEMENTS & RENOVATIONS FOR FACILITIES & EQUIPMENT	2000	2000	370				370								RCP–H		0
220.0	HECFI	COPPS COLISEUM–MODIFY & REFURBISH EXTERIOR ELECTRONIC SIGN	2000	2000	300				300								RCP–H		0
227.3	PA	ELECTRONIC PARKING METER EXPANSION AND REPLACEMENT	2000	2000	85				85								ROSP		
229.3	PA	PAVING AND RETROFIT OF CARPARKS	2000	2000	100				100								ROSP		
		Sub–total Provisional 2000 Capital Budget (NET CITY COSTS – 20,827)			21,152	325	0	0	20,827	0	0	0	0	0	0	0		0	249

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		2001																	
9.3	IS	CORPORATE NETWORK IMPROV. COMMUNICATIONS INFRASTRUCTURE	2001	2001	50					50									
12.4	C&R	RISK MANAGEMENT – VARIOUS FACILITIES	2001	2001	400					400									
13.3	C&R	CIVIC FACILITIES CAPITAL REPAIR RESERVE – MAJOR MAINTENANCE	2001	2001	0														
16.0	C&R	HAMILTON EAST KIWANIS	2001	2002	1,927					357	1,570								53
20.4	C&R	PARKING LOT IMPROVEMENTS	2001	2001	600					600									20
27.0	C&R	SOUTH MOUNTAIN COMBINED FACILITY – PRELIM. DESIGN & STUDY	2001	2001	200	50				150									0
51.2	C&R	OUTDOOR AND LANDSCAPING UPGRADES, CUL & REC FACILITIES	2001	2001	100					100									3
56.3	C&R	CITY HALL – MULTI YEAR RETROFIT	2001	2001	50					50									
88.0	C&R	DUNDURN CASTLE HISTORIC LANDSCAPE RESTORATION	2001	2001	1,600	800				800									10
93.0	C&R	FIRE STATION NO. 3 – RE-ROOFING	2001	2001	60					60									0
94.0	C&R	KENILWORTH COMPOSITE BUILDING – MECHANICAL/ELEC. RETROFIT	2001	2001	193					193									(1)
95.0	C&R	IVOR WYNNE STADIUM – REPLACEMENT OF ASTROTURF	2001	2001	2,000					2,000									0
99.0	C&R	FOOTBALL HALL OF FAME – RE-ROOFING	2001	2001	110					110									0
122.3	FIRE	VEHICLE / APPARATUS REPLACEMENT	2001	2001	486					486									
127.3	PWD-F	VEHICLE REPLACEMENT PROGRAM	2001	2001	2,488					2,488									
130.3	ROAD	CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LANDS	2001	2001	950					950									
133.4	ROAD	RAILWAY CROSSING – HI RAIL INSTALLATION	2001	2001	63					63									
135.4	PWD-T	TRAFFIC SIGN REPLACEMENT	2001	2001	75					75									(1)
136.3	PWD-T	TRAFFIC SIGNAL MODERNIZATION	2001	2001	68					68									
141.0	PWD-S	DOWNTOWN HAMILTON IMPROVEMENT PLAN – PHASE V	2001	2001	2,200					2,200									25
143.3	PWD-S	CITY'S SHARE OF LOCALS – RESIDENTIAL	2001	2001	250					250									
146.3	PWD-S	ROADWAYS AND SIDEWALKS RECONSTRUCTION PROGRAM	2001	2001	7,736					7,736									
151.1	PWD-S	CONSTRUCTION – MAINTENANCE OF CITY'S PARKING LOTS	2001	2001	50					50									
155.2	PWD-S	ENHANCED STREETSCAPING	2001	2001	36					36									6
166.3	PWD-P	PLAYSTRUCTURE REDEVELOPMENT	2001	2001	217	17				200									3
169.3	PWD-P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	2001	2001	500					500									41

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PROJ NO.	DEPT	PROJECT DESCRIPTION	PROJECT START	PROJECT FINISH	GROSS COST	COST SHARING	NET FINANCING (City's Cost) 1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	NATURE OF FUNDING	ANNUAL DEBT CHARGES	ANNUAL OPERATING COST
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)	(16)	(17)	(18)	(19)	(20)
		2001 – Continued																	
169.3	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	2001	2001	100					100									
170.3	PWD–P	PARKLAND ACQUISITION	2001	2001	500					500									16
172.3	PWD–P	BOCCE, BASKETBALL, SHUFFLEBOARD COURTS, HANDBALL DEVELOP.	2001	2001	53	3				50									
174.3	PWD–P	COMMERCIAL IMPROVEMENT PROGRAMME – PHASE II	2001	2001	105					105									5
177.4	PWD–P	RED HILL VALLEY – RECREATION AND OPEN SPACE	2001	2001	600					600							RRHCD		55
178.0	PWD–P	HAMILTON BEACH RECREATIONAL TRAIL DEVELOPMENT	2001	2003	2,138	1,069				319	350	400							
217.3	ECFI	REPLACEMENTS & RENOVATIONS FOR FACILITIES & EQUIPMENT	2001	2001	230					230							RCP–H		0
224.0	HPL	CENTRAL LIBRARY CARPET REPLACEMENT	2001	2001	635					635									
227.4	PA	ELECTRONIC PARKING METER EXPANSION AND REPLACEMENT	2001	2001	85					85							ROSP		
229.4	PA	PAVING AND RETROFIT OF CARPARKS	2001	2001	100					100							ROSP		
		Sub–total Provisional 2001 Capital Budget (NET CITY COSTS – 25,016)			26,955	1,939	0	0	0	22,696	1,920	400	0	0	0	0		0	235
		2002																	
9.4	IS	CORPORATE NETWORK IMPROV. COMMUNICATIONS INFRASTRUCTURE	2002	2002	50						50								10
12.5	C&R	RISK MANAGEMENT – VARIOUS FACILITIES	2002	2002	552						552								
13.4	C&R	CIVIC FACILITIES CAPITAL REPAIR RESERVE – MAJOR MAINTENANCE	2002	2002	300						300								
15.0	C&R	BENNETTO RECREATION CENTRE RENOVATION & EXPANSION	2002	2003	2,375						525	1,850							57
25.2	C&R	GOLF COURSES REDEVELOPMENT – CHEDOKE	2002	2002	500						500								(20)
36.0	C&R	MOUNTAIN ARENA CONDITIONAL ANALYSIS STUDY	2002	2002	125						125								0
56.4	C&R	CITY HALL – MULTI YEAR RETROFIT	2002	2002	50						50								
73.0	C&R	SOUTH MOUNT LIBRARY/RECREATION CENTRE/POLICE STN PHASE I	2002	2002	4,550	740					3,810								310
80.0	C&R	WESTMOUNT REC. CENTRE – MAJOR MAINTENANCE/UPGRADE	2002	2002	1,730						1,730								47
105.0	C&R	MACNAB STREET TUNNEL – CONCRETE REPAIRS	2002	2002	70						70								0
122.4	FIRE	VEHICLE / APPARATUS REPLACEMENT	2002	2002	1,161						1,161								
127.4	PWD–F	VEHICLE REPLACEMENT PROGRAM	2002	2002	2,562						2,562								
130.4	ROAD	CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LANDS	2002	2002	950						950								

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PROJ NO. (1)	DEPT (2)	PROJECT DESCRIPTION (3)	PROJECT START (4)	PROJECT FINISH (5)	GROSS COST (6)	COST SHARING (7)	NET FINANCING (City's Cost) 1998 (8)	1999 (9)	2000 (10)	2001 (11)	2002 (12)	2003 (13)	2004 (14)	2005 (15)	2006 (16)	2007 (17)	NATURE OF FUNDING (18)	ANNUAL DEBT CHARGES (19)	ANNUAL OPERATING COST (20)
		2002 – Continued																	
133.5	ROAD	RAILWAY CROSSING – HI RAIL INSTALLATION	2002	2002	64						64								
136.4	PWD–T	TRAFFIC SIGNAL MODERNIZATION	2002	2002	70						70								
143.4	PWD–S	CITY'S SHARE OF LOCALS – RESIDENTIAL	2002	2002	250						250								
146.4	PWD–S	ROADWAYS AND SIDEWALKS RECONSTRUCTION PROGRAM	2002	2002	7,970						7,970								
151.2	PWD–S	CONSTRUCTION – MAINTENANCE OF CITY'S PARKING LOTS	2002	2002	50						50								
163.0	PWD–S	DOWNTOWN HAMILTON IMPROVEMENT PLAN – PHASE IV	2002	2006	1,027						827	50	50	50	50				0
166.4	PWD–P	PLAYSTRUCTURE REDEVELOPMENT	2002	2002	167	17					150								3
169.4	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	2002	2002	100						100								
169.4	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	2002	2002	500						500								41
170.4	PWD–P	PARKLAND ACQUISITION	2002	2002	500						500								16
172.4	PWD–P	BOCCE, BASKETBALL, SHUFFLEBOARD COURTS, HANDBALL DEVELOP.	2002	2002	53	3					50								
176.3	PWD–P	TENNIS COURT – MAJOR REPAIRS	2002	2002	35						35								
177.5	PWD–P	RED HILL VALLEY – RECREATION AND OPEN SPACE	2002	2002	665						665						RRHCD		55
180.0	PWD–P	GRASS MAINTENANCE EQUIPMENT	2002	2002	68						68								18
181.1	PWD–P	WADING POOL CONVERSIONS	2002	2002	100						100								0
211.4	PLAN	NEIGHBOURHOOD PLAN REVIEW PROGRAM – LOWER CITY	2002	2002	65						65								
217.4	HECFI	REPLACEMENTS & RENOVATIONS FOR FACILITIES & EQUIPMENT	2002	2002	200						200						RCP–H		0
221.0	HECFI	HAMILTON CONVENTION CENTRE–ROOFING SYSTEM REPLACEMENT	2002	2002	390						390						RCP–H		0
227.5	PA	ELECTRONIC PARKING METER EXPANSION AND REPLACEMENT	2002	2002	87						87						ROSP		
229.5	PA	PAVING AND RETROFIT OF CARPARKS	2002	2002	100						100						ROSP		
		Sub–total Provisional 2002 Capital Budget (NET CITY COSTS – 26,676)			27,436	760	0	0	0	0	24,626	1,900	50	50	50	0		0	537
		2003																	
13.5	C&R	CIVIC FACILITIES CAPITAL REPAIR RESERVE – MAJOR MAINTENANCE	2003	2003	300							300							
20.5	C&R	PARKING LOT IMPROVEMENTS	2003	2003	559							559							20
56.5	C&R	CITY HALL – MULTI YEAR RETROFIT	2003	2003	1,805							1,805							

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PROJ NO. (1)	DEPT (2)	PROJECT DESCRIPTION (3)	PROJECT START (4)	PROJECT FINISH (5)	GROSS COST (6)	COST SHARING (7)	NET FINANCING (City's Cost) 1998 (8)	1999 (9)	2000 (10)	2001 (11)	2002 (12)	2003 (13)	2004 (14)	2005 (15)	2006 (16)	2007 (17)	NATURE OF FUNDING (18)	ANNUAL DEBT CHARGES (19)	ANNUAL OPERATING COST (20)
		2003 – Continued																	
60.0	C&R	CORONATION ARENA UPGRADES & POOL RENOVATIONS	2003	2004	1,150							150	1,000						22
63.0	C&R	MOUNTAIN ARENA – CONSTRUCTION	2003	2004	4,800							2,500	2,300						55
79.0	C&R	EASTWOOD ARENA UPGRADES – CAPITAL CONSERVATION	2003	2004	1,150							150	1,000						0
106.0	C&R	JIMMY THOMPSON POOL RENOVATIONS	2003	2003	545							545							30
108.0	C&R	SOUTH MOUNTAIN LIBRARY/REC. CENTRE/POLICE STN. PHASE II	2003	2004	8,185	5,500						2,685							773
122.5	FIRE	VEHICLE / APPARATUS REPLACEMENT	2003	2003	931							931							
127.5	PWD–F	VEHICLE REPLACEMENT PROGRAM	2003	2003	2,640							2,640							
130.5	ROAD	CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LANDS	2003	2003	950							950							
133.6	ROAD	RAILWAY CROSSING – HI RAIL INSTALLATION	2003	2003	65							65							
136.5	PWD–T	TRAFFIC SIGNAL MODERNIZATION	2003	2003	72							72							
144.1	PWD–S	CITY'S SHARE OF LOCALS – RESIDENTIAL	2003	2003	250							250							
147.1	PWD–S	ROADWAYS AND SIDEWALKS RECONSTRUCTION PROGRAM	2003	2003	8,213							8,213							
151.3	PWD–S	CONSTRUCTION – MAINTENANCE OF CITY'S PARKING LOTS	2003	2003	50							50							
156.0	PWD–S	BEASLEY NEIGHBOURHOOD PLAN IMPLEMENTATION	2003	2003	93							93							2
166.5	PWD–P	PLAYSTRUCTURE REDEVELOPMENT	2003	2003	217	17						200							3
169.5	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	2003	2003	100							100							
169.5	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	2003	2003	500							500							41
170.5	PWD–P	PARKLAND ACQUISITION	2003	2003	500							500							16
172.5	PWD–P	BOCCE, BASKETBALL, SHUFFLEBOARD COURTS, HANDBALL DEVELOP.	2003	2003	53	3						50							
181.2	PWD–P	WADING POOL CONVERSIONS	2003	2003	200							200							0
211.5	PLAN	NEIGHBOURHOOD PLAN REVIEW PROGRAM – LOWER CITY	2003	2003	65							65							
217.5	HECFI	REPLACEMENTS & RENOVATIONS FOR FACILITIES & EQUIPMENT	2003	2003	180							180					RCP–H		0
222.0	HECFI	HAMILTON CONVENTION CENTRE – CARPET REPLACEMENT	2003	2003	325							325					RCP–H		0
227.6	PA	ELECTRONIC PARKING METER EXPANSION AND REPLACEMENT	2003	2003	100							100					ROSP		
229.6	PA	PAVING AND RETROFIT OF CARPARKS	2003	2003	500							500					ROSP		
		Sub–total Provisional 2003 Capital Budget (NET CITY COSTS – 28,978)			34,498	5,520	0	0	0	0	0	24,678	4,300	0	0	0		0	962

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		2004																	
13.6	C&R	CIVIC FACILITIES CAPITAL REPAIR RESERVE – MAJOR MAINTENANCE	2004	2004	300								300						
20.6	C&R	PARKING LOT IMPROVEMENTS	2004	2004	59								59						
30.4	C&R	IVOR WYNNE STADIUM – RENOVATIONS AND REPAIRS	2004	2004	100								100						0
56.6	C&R	CITY HALL – MULTI YEAR RETROFIT	2004	2004	3,300								3,300						
57.0	C&R	DALEWOOD RECREATION CENTRE – RETROFIT	2004	2005	2,100								300	1,800					53
109.0	C&R	TRAFFIC OPERATIONS CENTRE – REROOFING	2004	2004	500								500						(3)
122.6	FIRE	VEHICLE / APPARATUS REPLACEMENT	2004	2004	525								525						
127.6	PWD–F	VEHICLE REPLACEMENT PROGRAM	2004	2004	2,719								2,719						
130.6	ROAD	CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LANDS	2004	2004	1,000								1,000						
133.7	ROAD	RAILWAY CROSSING – HI RAIL INSTALLATION	2004	2004	66								66						
144.2	PWD–S	CITY'S SHARE OF LOCALS – RESIDENTIAL	2004	2004	250								250						
147.2	PWD–S	ROADWAYS AND SIDEWALKS RECONSTRUCTION PROGRAM	2004	2004	8,469								8,469						
151.4	PWD–S	CONSTRUCTION – MAINTENANCE OF CITY'S PARKING LOTS	2004	2004	50								50						
166.6	PWD–P	PLAYSTRUCTURE REDEVELOPMENT	2004	2004	217	17							200						3
169.6	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	2004	2004	500								500						41
169.6	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	2004	2004	100								100						
170.6	PWD–P	PARKLAND ACQUISITION	2004	2004	500								500						16
172.6	PWD–P	BOCCE, BASKETBALL, SHUFFLEBOARD COURTS, HANDBALL DEVELOP.	2004	2004	53	3							50						
182.0	PWD–P	TENNIS COURT REDEVELOPMENT – PHASE I	2004	2004	646								646						
211.6	PLAN	NEIGHBOURHOOD PLAN REVIEW PROGRAM – LOWER CITY	2004	2004	65								65						
217.6	HECFI	REPLACEMENTS & RENOVATIONS FOR FACILITIES & EQUIPMENT	2004	2004	300								300				RCP–H		0
226.1	HPL	CENTRAL LIBRARY RENOVATIONS	2004	2004	380								380						
228.1	PA	PAY AND DISPLAY AND P.O.F. EQUIPMENT REPLACEMENT	2004	2004	120								120				ROSP		
230.1	PA	CARPARK # 37 & # 68 RETROFIT	2004	2004	226								226				ROSP		
		Sub–total Provisional 2004 Capital Budget (NET CITY COSTS – 22,525)			22,545	20	0	0	0	0	0	0	20,725	1,800	0	0		0	110

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(Thousands of Dollars)

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PROJ NO. (1)	DEPT (2)	PROJECT DESCRIPTION (3)	PROJECT START (4)	PROJECT FINISH (5)	GROSS COST (6)	COST SHARING (7)	NET FINANCING (City's Cost) 1998 (8)	1999 (9)	2000 (10)	2001 (11)	2002 (12)	2003 (13)	2004 (14)	2005 (15)	2006 (16)	2007 (17)	NATURE OF FUNDING (18)	ANNUAL DEBT CHARGES (19)	ANNUAL OPERATING COST (20)
		2005																	
12.6	C&R	RISK MANAGEMENT – VARIOUS FACILITIES	2005	2005	192									192			DEB	27	
13.7	C&R	CIVIC FACILITIES CAPITAL REPAIR RESERVE – MAJOR MAINTENANCE	2005	2005	580									580					
20.7	C&R	PARKING LOT IMPROVEMENTS	2005	2005	85									85					
56.7	C&R	CITY HALL – MULTI YEAR RETROFIT	2005	2005	1,995									1,995					
74.0	C&R	CUP – BUILDING AUTOMATION SYSTEM UPGRADE	2005	2005	2,270	120								2,150					(10)
75.2	C&R	COPPS COLISEUM – STEAM TO HOT WATER CONVERSION	2005	2005	25									25					(5)
101.0	C&R	SIR WINSTON CHURCHIL – MAJOR MAINTENANCE/FACILITY UPGRADE	2005	2005	1,860									1,860					49
107.0	C&R	SIR ALLAN MACNAB RETROFIT	2005	2005	490									490					
111.0	C&R	SIR WILFRID LAURIER RETROFIT	2005	2006	1,805									205	1,600				49
122.7	FIRE	VEHICLE / APPARATUS REPLACEMENT	2005	2005	719									719					
127.7	PWD–F	VEHICLE REPLACEMENT PROGRAM	2005	2005	2,800									2,800					
130.7	ROAD	CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LANDS	2005	2005	1,000									1,000					
133.8	ROAD	RAILWAY CROSSING – HI RAIL INSTALLATION	2005	2005	67									67					
136.7	PWD–T	TRAFFIC SIGNAL MODERNIZATION	2005	2005	76									76					
144.3	PWD–S	CITY'S SHARE OF LOCALS – RESIDENTIAL	2005	2005	250									250					
147.3	PWD–S	ROADWAYS AND SIDEWALKS RECONSTRUCTION PROGRAM	2005	2005	8,733									8,733					
151.5	PWD–S	CONSTRUCTION – MAINTENANCE OF CITY'S PARKING LOTS	2005	2005	50									50					
166.7	PWD–P	PLAYSTRUCTURE REDEVELOPMENT	2005	2005	167	17								150					3
169.7	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	2005	2005	100									100					
169.7	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	2005	2005	500									500					41
170.7	PWD–P	PARKLAND ACQUISITION	2005	2005	500									500					16
172.7	PWD–P	BOCCE, BASKETBALL, SHUFFLEBOARD COURTS, HANDBALL DEVELOP.	2005	2005	53	3								50					
186.0	PWD–P	TURNER PARK DEVELOPMENT PHASE III	2005	2005	1,420									1,420					60
211.7	PLAN	NEIGHBOURHOOD PLAN REVIEW PROGRAM – LOWER CITY	2005	2005	65									65					
217.7	HECFI	REPLACEMENTS & RENOVATIONS FOR FACILITIES & EQUIPMENT	2005	2005	300									300			RCP–H		0
228.2	PA	PAY AND DISPLAY AND P.O.F. EQUIPMENT REPLACEMENT	2005	2005	395									395			ROSP		

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Schedule "B"

Projects By Year

(Thousands of Dollars)

As authorized by the Committee of the Whole on 1998 April 16, April 23, May 6 & May 14 and Special Fin. & Admin. Comm. on May 11

PROJ NO.	DEPT	PROJECT DESCRIPTION	PROJECT START	PROJECT FINISH	GROSS COST	COST SHARING	NET FINANCING (City's Cost) 1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	NATURE OF FUNDING	ANNUAL DEBT CHARGES	ANNUAL OPERATING COST
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)	(10)	(11)	(12)	(13)	(14)	(15)	(16)	(17)	(18)	(19)	(20)
	Sub–total	*Provisional 2005 Capital Budget (NET CITY COSTS – 26,357)*			26,497	140	0	0	0	0	0	0	0	24,757	1,600	0		27	252
		2006																	
12.7	C&R	RISK MANAGEMENT – VARIOUS FACILITIES	2006	2006	100										100				
13.8	C&R	CIVIC FACILITIES CAPITAL REPAIR RESERVE – MAJOR MAINTENANCE	2006	2006	750										750				
25.3	C&R	GOLF COURSES REDEVELOPMENT – CHEDOKE	2006	2006	670										670				(20)
56.8	C&R	CITY HALL – MULTI YEAR RETROFIT	2006	2006	1,070										1,070				
84.0	C&R	ROSEDALE ARENA – RENOVATION & EXPANSION	2006	2006	2,560										2,560				23
90.0	C&R	LAWFIELD ARENA RENOVATIONS – FEASIBILITY STUDY/CONSTRUCTION	2006	2006	3,350										3,350				14
110.0	C&R	RYERSON RENOVATIONS – FACILITY UPGRADE	2006	2007	1,850										250	1,600			
122.8	FIRE	VEHICLE / APPARATUS REPLACEMENT	2006	2006	65										65				
127.8	PWD–F	VEHICLE REPLACEMENT PROGRAM	2006	2006	2,877										2,877				
130.8	ROAD	CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LANDS	2006	2006	1,000										1,000				
136.8	PWD–T	TRAFFIC SIGNAL MODERNIZATION	2006	2006	78										78				
144.4	PWD–S	CITY'S SHARE OF LOCALS – RESIDENTIAL	2006	2006	250										250				
147.4	PWD–S	ROADWAYS AND SIDEWALKS RECONSTRUCTION PROGRAM	2006	2006	9,003										9,003				
151.6	PWD–S	CONSTRUCTION – MAINTENANCE OF CITY'S PARKING LOTS	2006	2006	50										50				
157.0	PWD–S	MOTOR VEHICLE REQUIREMENTS – SIGNALS AND HOISTS	2006	2006	72										72				
158.0	PWD–S	FORESTRY RENOVATION – UPPER OTTAWA YARD	2006	2006	90										90				
166.8	PWD–P	PLAYSTRUCTURE REDEVELOPMENT	2006	2006	217	17									200				3
169.8	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	2006	2006	100										100				
169.8	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	2006	2006	500										500				41
170.8	PWD–P	PARKLAND ACQUISITION	2006	2006	500										500				16
172.8	PWD–P	BOCCE, BASKETBALL, SHUFFLEBOARD COURTS, HANDBALL DEVELOP.	2006	2006	53	3									50				
187.0	PWD–P	TENNIS COURT REDEVELOPMENT – PHASE II	2006	2006	247										247				
188.0	PWD–P	LANDSCAPING – BAYFRONT CSO TANK	2006	2006	278										278				5
211.8	PLAN	NEIGHBOURHOOD PLAN REVIEW PROGRAM – LOWER CITY	2006	2006	65										65				

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(Thousands of Dollars)

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PROJ NO. (1)	DEPT (2)	PROJECT DESCRIPTION (3)	PROJECT START (4)	PROJECT FINISH (5)	GROSS COST (6)	COST SHARING (7)	NET FINANCING (City's Cost) 1998 (8)	1999 (9)	2000 (10)	2001 (11)	2002 (12)	2003 (13)	2004 (14)	2005 (15)	2006 (16)	2007 (17)	NATURE OF FUNDING (18)	ANNUAL DEBT CHARGES (19)	ANNUAL OPERATING COST (20)
		2006 – Continued																	
217.8	HECFI	REPLACEMENTS & RENOVATIONS FOR FACILITIES & EQUIPMENT	2006	2006	300										300		RCP–H		0
223.0	HECFI	COPPS COLISEUM – ROOFING SYSTEM REPLACEMENT	2006	2006	600										600		RCP–H		0
228.3	PA	PAY AND DISPLAY AND P.O.F. EQUIPMENT REPLACEMENT	2006	2006	130										130		ROSP		
230.2	PA	CARPARK # 37 & # 68 RETROFIT	2006	2006	250										250		ROSP		
		Sub – total Provisional 2006 Capital Budget (NET CITY COSTS – 27,055)			27,075	20	0	0	0	0	0	0	0	0	25,455	1,600		0	129
		2007																	
4.1	BLDG	MACASSA REGENERATION	2007	2007	494											494			
11.0	IS	CORPORATE NETWORK IMPROV. COMMUNICATIONS INFRASTRUCTURE	2007	2007	100											100			
13.9	C&R	CIVIC FACILITIES CAPITAL REPAIR RESERVE – MAJOR MAINTENANCE	2007	2007	300											300			
25.4	C&R	GOLF COURSES REDEVELOPMENT – CHEDOKE	2007	2007	500											500			(20)
56.9	C&R	CITY HALL – MULTI YEAR RETROFIT	2007	2007	4,050											4,050			
87.0	C&R	PARKDALE – OUTDOORS POOLS REHABILITATION	2007	2007	755											755			29
112.0	C&R	HUNTINGTON PARK	2007	2007	469											469			14
114.0	C&R	NORMAN "PINKY" LEWIS CENTRE RENOVATIONS	2007	2007	540											540			28
119.0	C&R	FIRE STATION NO. 6 (BARTON & WENTWORTH) – RE–ROOFING	2007	2007	65											65			0
120.0	C&R	FIRE STATION NO. 3 (MOHAWK & GARTH) – ELEC. / MEC. RETROFIT	2007	2007	250											250			(3)
122.9	FIRE	VEHICLE / APPARATUS REPLACEMENT	2007	2007	901											901			
127.9	PWD–F	VEHICLE REPLACEMENT PROGRAM	2007	2007	2,971											2,971			
130.9	ROAD	CITY'S SHARE OF SERVICES THROUGH UNSUBDIVIDED LANDS	2007	2007	1,000											1,000			
136.9	PWD–T	TRAFFIC SIGNAL MODERNIZATION	2007	2007	80											80			
144.5	PWD–S	CITY'S SHARE OF LOCALS – RESIDENTIAL	2007	2007	250											250			
147.5	PWD–S	ROADWAYS AND SIDEWALKS RECONSTRUCTION PROGRAM	2007	2007	9,274											9,274			
151.7	PWD–S	CONSTRUCTION – MAINTENANCE OF CITY'S PARKING LOTS	2007	2007	50											50			
166.9	PWD–P	PLAYSTRUCTURE REDEVELOPMENT	2007	2007	217	17										200			3
169.9	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	2007	2007	100											100			

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Projects By Year

(Thousands of Dollars)

As authorized by the Committee of the Whole on 1998 April 16, April 23, May 6 & May 14 and Special Fin. & Admin. Comm. on May 11

PROJ NO. (1)	DEPT (2)	PROJECT DESCRIPTION (3)	PROJECT START (4)	PROJECT FINISH (5)	GROSS COST (6)	COST SHARING (7)	NET FINANCING (City's Cost) 1998 (8)	1999 (9)	2000 (10)	2001 (11)	2002 (12)	2003 (13)	2004 (14)	2005 (15)	2006 (16)	2007 (17)	NATURE OF FUNDING (18)	ANNUAL DEBT CHARGES (19)	ANNUAL OPERATING COST (20)
		2007 – Continued																	
169.9	PWD–P	PARK DEVELOPMENT AND REDEVELOPMENT PROGRAMME	2007	2007	500											500			41
170.9	PWD–P	PARKLAND ACQUISITION	2007	2007	500											500			16
172.9	PWD–P	BOCCE, BASKETBALL, SHUFFLEBOARD COURTS, HANDBALL DEVELOP.	2007	2007	53	3										50			
183.2	PWD–P	REDEVELOPMENT OF CITY HALL GROUNDS – PHASE II	2007	2007	2,487											2,487			50
201.0	PWD–P	GAGE PARK FENCING REPLACEMENT	2007	2007	180											180			0
211.9	PLAN	NEIGHBOURHOOD PLAN REVIEW PROGRAM – LOWER CITY	2007	2007	65											65			
217.9	HECFI	REPLACEMENTS & RENOVATIONS FOR FACILITIES & EQUIPMENT	2007	2007	500											500	RCP–H		0
228.4	PA	PAY AND DISPLAY AND P.O.F. EQUIPMENT REPLACEMENT	2007	2007	150											150	ROSP		
230.3	PA	CARPARK # 37 & # 68 RETROFIT	2007	2007	435											435	ROSP		
		Sub–total Provisional 2007 Capital Budget (NET CITY COSTS – 27,216)			27,236	20	0	0	0	0	0	0	0	0	0	27,216		0	168
		Total Provisional 1998–2007 Capital Budget (NET CITY COSTS – 256,888)			269,156	12,268	24,261	25,000	21,910	24,590	26,546	26,978	25,075	26,607	27,105	28,816		1,884	2,947

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As authorized by the Committee of the Whole on 1998 April 16, April 23, May 6 & May 14 and Special Fin. & Admin. Comm. on May 11

PROJ NO. (1)	DEPT (2)	PROJECT DESCRIPTION (3)	PROJECT START (4)	PROJECT FINISH (5)	GROSS COST (6)	COST SHARING (7)	NET FINANCING (City's Cost) 1998 (8)	1999 (9)	2000 (10)	2001 (11)	2002 (12)	2003 (13)	2004 (14)	2005 (15)	2006 (16)	2007 (17)	NATURE OF FUNDING (18)	ANNUAL DEBT CHARGES (19)	ANNUAL OPERATING COST (20)
22002	CL	CAPITAL LEVY (1996 – 2 Mills, 1997 – 2 Mills, 1998 – $2 million, 1999 – $3 million																	
		2000 – $4 million, 2001 – $5 million, 2002 – $6 million etc.)	1998	2007		64,000	2,000	3,000	4,000	5,000	6,000	7,000	8,000	9,000	10,000	10,000			
CH203	RCP	RESERVE FOR CAPITAL PROJECTS – GENERAL	1998	2007		1,128	228	100	100	100	100	100	100	100	100	100			
CH212	RDC	RESERVE FOR DEVELOPMENT CHARGES	1998	2007		11,197	1,427	1,050	800	1,050	2,850	1,200	600	1,020	600	600			
CH102	RPP	RESERVE FOR PROPERTY PURCHASE	1998	1998		5,750	2,000	250		500	500	500	500	500	500	500			
	RRHCD	RESERVE FOR RED HILL CREEK DEVELOPMENT	1998	2007		3,065	600	600	600	600	665								
	RGCI	RESERVE FOR GOLF COURSE IMPROVEMENTS	1998	1998		60	60												
CH107	RSTUL	RESERVE FOR CITY'S SHARE – UNSUBDIVIDED LAND	1998	2007		6,300	800	900	600	500	550	550	600	600	600	600			
CH201	RPL	RESERVE FOR PARKS LAND – 5% LAND DEDICATION	1998	2007		4,973	273	300	300	300	700	700	600	600	600	600			
CH202	ROSP	RESERVE FOR OFF – STREET PARKING	1998	2007		3,303	260	180	185	185	187	600	346	395	380	585			
CH101	RRME	RESERVE FOR REPLACEMENT OF MOBILE EQUIPMENT	1998	2007		32,501	3,321	2,584	2,751	2,974	3,723	3,571	3,244	3,519	2,942	3,872			
CH206	RCP–H	RESERVE FOR CAPITAL PROJECTS – HECFI	1998	2007		5,345	415	755	850	230	590	505	300	300	900	500			
Sub–total		*FINANCING FROM CAPITAL LEVY AND RESERVES*				137,622	11,384	9,719	10,186	11,439	15,865	14,726	14,290	16,034	16,622	17,357			
		TOTAL COST TO BE FINANCED BY THE ISSUANCE OF DEBENTURE – Municipal (NET COST – 119,266)	1998	2007	269,156	149,890	12,877	15,281	11,724	13,151	10,681	12,252	10,785	10,573	10,483	11,459			
		NOTE: THE IMPLEMENTATION OF ANY PROJECT (1999 AND AFTER) FINANCED FROM RESERVES & RESERVE FUNDS IS SUBJECT TO THE AVAILABILITY OF RESERVES & RESERVE FUNDS																	
		ASSUMPTIONS: DEBENTURE INTEREST RATE – AMORTIZED OVER 10 YEARS AT 7.00% – ANNUAL PRINCIPAL AND INTEREST PAYMENT PER $1,000 – $142.3775027																	
231.0	PWD	OWNERS SHARE OF LOCAL IMPROVEMENTS–RESIDENTIAL	1998	1998	600		600												
232.0	PWD	OWNERS SHARE OF LOCAL IMPROVEMENTS–RESIDENTIAL	1999	2002	2,580			615	634	656	675								
233.0	PWD	OWNERS SHARE OF LOCAL IMPROVEMENTS – RESIDENTIAL	2003	2007	3,683							694	715	736	758	780			
Sub–total		*Owners' share of Locals (NET OWNERS' COST – 6,863)*			6,863	0	600	615	634	656	675	694	715	736	758	780			
		TOTAL NET CAPITAL BUDGET PROGRAM			276,019	149,890	13,477	15,896	12,358	13,807	11,356	12,946	11,500	11,309	11,241	12,239		0	0

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(Thousands of Dollars)

As authorized by the Committee of the Whole on 1998 April 16, April 23, May 6 & May 14 and Special Fin. & Admin. Comm. on May 11

PROJ NO. (1)	DEPT (2)	PROJECT DESCRIPTION (3)	PROJECT START (4)	PROJECT FINISH (5)	GROSS COST (6)	COST SHARING (7)	NET FINANCING (City's Cost) 1998 (8)	1999 (9)	2000 (10)	2001 (11)	2002 (12)	2003 (13)	2004 (14)	2005 (15)	2006 (16)	2007 (17)	NATURE OF FUNDING (18)	ANNUAL DEBT CHARGES (19)	ANNUAL OPERATING COST (20)

DEPARTMENT ABBREVIATION:

		CMT	CORPORATE MANAGEMENT TEAM	HECFI	HAMILTON ENTERTAINMENT AND CONVENTION FACILITIES INC.	TR	TREASURY
BLDG	BUILDING DEPARTMENT	HPL	HAMILTON PUBLIC LIBRARY	PWD–S	PUBLIC WORKS – STREETS DIVISION	PWD–PUBLIC WORKS – FLEET SERVICES	
C&R	CULTURE AND RECREATION	PLAN	PLANNING & DEVELOPMENT	PWD–T	PUBLIC WORKS – TRAFFIC DIVISION	PROP	PROPERTY DEPARTMENT
HD	HOUSING DIVISION (BUILDG. DEPT.)	PWD–C	PUBLIC WORKS–COMMUNITY RENEWAL (PARKS)	PWD–P	PUBLIC WORKS – PARKS DIVISION	ROAD	REGIONAL ROADS DEPARTMENT

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The Corporation of the City of Hamilton

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Schedule "C" (Revised)

FINANCIAL IMPACT ANALYSIS

As authorized by the Committee of the Whole on 1998 April 16, April 23, May 6 & May 14 and by Special Fin & Admin. Com on May 11

(Thousands of Dollars)

Line No.	Description	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	Total
1	DEBT TO BE ISSUED FOR PRIOR APPROVAL		9,000	500	500	2,336	4,000							16,336
2	PROJECTED NEW DEBT TO BE ISSUED		12,877	15,281	11,724	13,151	10,681	12,252	10,785	10,573	10,483	11,459		119,266
3	**Total Projected Debt to be Issued**	0	21,877	15,781	12,224	15,487	14,681	12,252	10,785	10,573	10,483	11,459	0	135,602
														2009
4	Provision for 1/2 yr's int. for debts issued prior to June 30													
5	DEBT CHARGES, if new debt approved in – 1998			2,122	3,955	3,955	3,955	3,955	1,833	1,833	1,833	1,833	1,833	1,833
6	DEBT CHARGES, if new debt approved in – 1999				71	2,247	2,247	2,247	2,247	2,247	2,247	2,247	2,247	2,247
7	DEBT CHARGES, if new debt approved in – 2000					71	1,740	1,740	1,740	1,740	1,740	1,740	1,740	1,740
8	DEBT CHARGES, if new debt approved in – 2001						333	2,205	2,205	2,205	2,205	2,205	2,205	2,205
9	DEBT CHARGES, if new debt approved in – 2002							570	2,090	2,090	2,090	2,090	2,090	2,090
10	DEBT CHARGES, if new debt approved in – 2003								0	1,744	1,744	1,744	1,744	1,744
11	DEBT CHARGES, if new debt approved in – 2004									0	1,536	1,536	1,536	1,536
12	DEBT CHARGES, if new debt approved in – 2005										0	1,505	1,505	1,505
13	DEBT CHARGES, if new debt approved in – 2006											0	1,493	1,493
14	DEBT CHARGES, if new debt approved in – 2007												0	1,638
15	Proposed Debt Charges		0	2,122	4,026	6,273	8,275	10,717	10,115	11,859	13,395	14,900	16,393	18,025
16	PRESENT DEBT CHARGES	14,719	13,005	10,681	9,368	8,680	7,141	4,696	4,277	2,628	2,628	0	0	0
17	TRANSFER TO RESERVE – Internal Financing		2,106	2,106	2,106	2,106	2,106	0	0	0	0	0	0	0
18	Total Financing Charges paid out of Mill Rate	14,719	15,111	14,909	15,500	17,059	17,522	15,413	14,392	14,487	16,023	14,900	16,393	18,025
19	Transfer to/(from) Reserve for Debt Charges		(392)	(190)	(408)	(932)	(1,000)	1,000	1,900	1,600	64	1,187	(306)	(2,523)
20	**TOTAL FINANCING COSTS FOR BUDGET**	14,719	14,719	14,719	15,092	16,127	16,522	16,413	16,292	16,087	16,087	16,087	16,087	15,502
21	***NOTE – DELAYED FINANCING: DEBENTURE FINANCING WILL BE DELAYED ONE YEAR FOLLOWING COUNCIL APPROVAL***													
22	FINANCING COSTS – Increase over Prior Year – Amount		0	0	373	1,035	395	(109)	(121)	(205)	0	0	0	(585)
23	**Financing Costs – Increase over Prior Year – As a %**	0.00%	0.00%	0.00%	2.53%	6.86%	2.45%	−0.66%	−0.74%	−1.26%	0.00%	0.00%	0.00%	−3.64%
24	Financing Costs – Average compound rate of increase 1998–2007											0.89%		
25														
26	**FINANCING COSTS AS A % OF ADJUSTED LEVY**	11.43%	12.15%	12.03%	12.22%	12.93%	13.11%	12.90%	12.67%	12.39%	12.27%	12.15%	12.03%	11.47%
27	Financing Costs to Levy – Average Increase 1998–2007											12.48%		
28														
29	**Financing Costs as a % of Gross Budget**	9.07%	9.07%	8.98%	9.12%	9.64%	9.78%	9.62%	9.46%	9.25%	9.15%	9.06%	8.97%	8.56%
30	**ASSUMPTIONS:**													
31	– Capital Levy Provision in the Current Budget	2,007	2,000	3,000	4,000	5,000	6,000	7,000	8,000	9,000	10,000	10,000	10,000	10,000
32	– Adjusted Levy (Inc. 1998–0%, Other–1% Annually)	128,716	121,095	122,306	123,529	124,764	126,012	127,272	128,545	129,830	131,128	132,439	133,763	135,101
33	– Current Budget (Inc. 1998–0%, Other–1% Annually)	162,289	162,289	163,912	165,551	167,207	168,879	170,568	172,274	173,997	175,737	177,494	179,269	181,062
34	– Interest Rate – Amortized over 5 Years @ 5.75% per annum – Annual Debt Charges Payment per $ 1,000 is								$ 235.784	(For $9 million issue of 1998 only noted above)				
35	– Interest Rate – Amortized over 10 Years @ 7.00% per annum – Annual Debt Charges Payment per $ 1,000 is								$ 142.378					
36	– The previous Capital Levy Policy of SIX MILLS has now been provided as $2 million 1998, $3 million for 1999 etc. (see line 31)													

1998 May 14

Minutes of Committee of the Whole\City Council
Thursday, 1998 May 14
3:10 o'clock p.m.
Room 233, City Hall

The Council met:

Present: Mayor R. Morrow.
Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Eisenberger, Collins, Charters, Jackson, Kelly, D'Amico, O'Sullivan.

Absent: Alderman T. Anderson - Personal business

Mayor R. M. Morrow called the meeting to order.

* * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Corsini that the Report of the Committee of the Whole on the Report of the Committee of the Whole be considered in Committee of the Whole with Mayor Morrow in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Charters, Kelly, O'Sullivan. -12.

NAYS: -0. **CARRIED.**

COMMITTEE OF THE WHOLE - TWELFTH REPORT
Ontario Workers' Art and Heritage Centre - Grant
Lakeland Pool - Funding
Collaborative Agreement
1998 Service\Program Expansion Packages
Bill E-007

Section 3 (a) Re: Collaborative Agreement

Recorded vote.

YEAS: Mayor Morrow, Aldermen Caplan, Horwath, Corsini, Morelli, Wilson, Collins, Charters, Jackson, O'Sullivan. -10

NAYS: Aldermen Kiss, Copps, Eisenberger. -3 **CARRIED**.

* *

It was moved by Alderman Kiss and seconded by Alderman Corsini that the Report of the Committee of the Whole on the Report of the Committee of the Whole, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Charters, Kelly, O'Sullivan. -12.

NAYS: -0. **CARRIED.**

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City Council then adjourned at 3:20 o'clock p.m.

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Taken as read and approved.

MAYOR R. MORROW

J. J. Schatz
1998 May 14
JJS/dg

REPORT OF THE COMMITTEE OF THE WHOLE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Committee of the Whole presents its **TWELFTH** Report for 1998 and respectfully recommends:

1. That the request from the Ontario Workers' Art and Heritage Centre for a 1998 grant in the amount of $225,000 be approved as an expansion package within the 1998 Current Budget.

2. That funding in the amount of $30,000 be provided for 1998 for the operation of the Lakeland Pool subject to the pool opening in 1998 and that this amount be financed from the Reserve for Red Hill Creek Development.

3. (a) That the Collaborative Agreement for the Municipalities of Hamilton-Wentworth approved, as amended, by Regional Council at its special meeting held on Saturday, May 9, 1998, be approved.

Recorded Vote:

YEAS:	Mayor Morrow, Aldermen Caplan, Horwath, Corsini, Morelli, Wilson, Collins, Charters, Jackson, O'Sullivan.	10
NAYS:	Aldermen Kiss, Copps, Eisenberger.	3

CARRIED

(b) That Committee of the Whole meet with representatives of the Employee Workers' Groups to discuss the Collaborative Agreement for the Municipalities of Hamilton-Wentworth approved, as amended, by Regional Council at its special meeting held on Saturday, May 9, 1998.

4. (a) That the revisions to the User Fee Schedule for the Culture and Recreation Department Services attached hereto as Appendix "A", "B" and "C" be approved.

(b) That the increases to User Fees including admission fees and programmes for the Museums of the Culture and Recreation Department, attached hereto and marked as Appendix "D", be approved.

5. That 1998 Service/Program Expansion Packages 11 to 21 respecting the provision of School Crossing Guards at the following locations be approved:

Albright & Mt. Albion
Cannon & Gage
Mary & Picton
Hester & Upper Wellington
Fernwood & Ninth
Blake & Maplewood
Grosvenor & Main
Glen Vista & Greenhill
Cannon & Lottridge
Summer Playgrounds

6. That the following Bill be adopted, signed and sealed and enrolled as a By-law:

E-007 A By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED

MAYOR ROBERT M. MORROW, CHAIRMAN
COMMITTEE OF THE WHOLE

J. J. Schatz, Secretary
1998 May 14

SCHEDULE "A"
CULTURE & RECREATION DEPARTMENT
SPORT FIELDS USER FEES

NOTE: Rates are per hour unless otherwise indicated

MINOR FACILITIES		1997	1998
YOUTH:			
Weekdays		$2.25 per day	$ 2.28 per day
Weekend (less than six hours)		$2.25 per day	$ 2.28 per day
Weekend (more than six hours)		$4.50 per day	$ 4.57 per day
Maximum per field per season		$140.00 maximum	$145.00 maximum
MINOR FACILITIES			
ADULT:			
Weekdays			
(Prime Time from 6:00 pm.)		$5.50	$5.58
Weekdays			
(Non Prime Time prior to 6:00 pm.		$3.65	$3.71
Weekends (book under 10 weeks)		$5.50	$5.50
Weekends (book 10 weeks or more)		$3.65	$3.71
MAJOR FACILITIES			
YOUTH:			
Ball Diamonds:			
*Bernie Arbour Stadium			
Game/Practice	- Resident	$15.00	$15.23
	- Non-Resident	$22.50	$22.84
Game (Tickets, Spectators,			
Tournaments)	- Resident	$15.75	$15.99
	- Non-Resident	$23.63	$23.98
*Mohawk Sports Park,			
Victoria Park, Globe Park			
Game/Practice	- Resident	$13.00	$13.20
	- Non-Resident	$19.50	$19.79
Game (Tickets, Spectators,			
Tournament)	- Resident	$15.00	$15.23
	- Non-Resident	$22.50	$22.84
*Ivor Wynne Stadium:			
Game/Practice	- Resident	$28.04	$28.46
	- Non-Resident	$42.06	$42.69
Game (Tickets, Spectators,			
Tournament)	- Resident	$44.53	$45.20
	- Non-Resident	$66.80 per hour	$67.80

/2

		1997	1998
Soccer/Football Fields:			
*Mohawk Sports Park, Sackville Hill Park, Brian Timmis Stadium, H.A.A.A.	- Resident	$13.50	$13.70
	- Non-Resident	$20.25	$20.55
Game (Tickets, Spectators, Tournament)	- Resident	$16.00	$16.24
	- Non-Resident	$24.00	$24.36
Track and Field	- Resident	$ 9.50	$ 9.64
	- Non-Resident	$14.25	$14.46
MAJOR FACILITIES BOARDS OF EDUCATION:			
Ball Diamonds:			
*Bernie Arbour Stadium Game/Practice	- Resident	$26.50	$26.90
	- Non-Resident	$39.75	$40.35
Game (Tickets, Spectators, Tournaments)	- Resident	$47.50	$48.21
	- Non-Resident	$71.25	$72.32
*Mohawk Sports Park, Victoria Park, Globe Park Game/Practice	- Resident	$13.00	$13.20
	- Non-Resident	$19.50	$19.79
Game (Tickets, Spectators, Tournament)	- Resident	$31.00	$31.47
	- Non-Resident	$46.50	$47.20
*Ivor Wynne Stadium: Game	- Resident	$ 63.08	$64.03
	- Non-Resident	$253.94	$257.75
Soccer/Football Fields:			
*Mohawk Sports Park, Sackville Hill Park, Brian Timmis Stadium, H.A.A.A.	- Resident	$13.50	$13.70
	- Non-Resident	$20.25	$20.55
Game (Tickets, Spectators, Tournament)	- Resident	$33.00	$33.50
	- Non-Resident	$49.50	$50.24
Track and Field	- Resident	$ 9.50	$ 9.64
	- Non-Resident	$14.25	$14.46

MAJOR FACILITIES
ADULT:

		1997	1998
Ball Diamonds:			
*Bernie Arbour Stadium			
Game/Practice	- Resident	$25.00	$25.38
	- Non-Resident	$37.50	$38.06
Game (Tickets, Spectators,			
Tournaments)	- Resident	$31.50	$31.97
	- Non-Resident	$47.25	$47.96
*Mohawk Sports Park,			
Victoria Park, Globe Park			
Game/Practice	- Resident	$22.00	$23.33
	- Non-Resident	$33.00	$33.50
Game (Tickets, Spectators,			
Tournament)	- Resident	$25.00	$25.38
	- Non-Resident	$37.50	$38.06
*Ivor Wynne Stadium:			
Game/Practice	- Resident	$56.07	$56.91
	- Non-Resident	$84.11	$85.37
Game (Tickets, Spectators,			
Tournament)	- Resident	$ 70.09	$71.14
	- Non-Resident	$105.14	$106.72
Soccer/Football Fields:			
*Mohawk Sports Park, Sackville			
Hill Park, Brian Timmis Stadium,			
H.A.A.A.	- Resident	$22.50	$22.84
	- Non-Resident	$33.75	$34.25
Game (Tickets, Spectators,			
Tournament)	- Resident	$27.00	$27.41
	- Non-Resident	$40.50	$41.11
Track and Field	- Resident	$19.00	$19.29
	- Non-Resident	$14.25	$14.46

MAJOR FACILITIES
SEMI PRO:

Ball Diamonds:			
*Bernie Arbour Stadium			
Game/Practice	- Resident	$53.00	$53.80
	- Non-Resident	$79.50	$80.69
Game (Tickets, Spectators,			
Tournaments)	- Resident	$95.00	$96.43
	- Non-Resident	$142.50	$144.64

		1997	1998
*Mohawk Sports Park, Victoria Park, Globe Park			
Game/Practice	- Resident	$26.00	$26.39
	- Non-Resident	$39.00	$39.59
Game (Tickets, Spectators, Tournament)	- Resident	$62.00	$62.93
	- Non-Resident	$93.00	$94.40
*Ivor Wynne Stadium:			
Game/Practice	- Resident	$84.11	$85.37
	- Non-Resident	$126.17	$128.06
Game (Tickets, Spectators, Tournament)	- Resident	$235.33	$238.86
	- Non-Resident	$353.00	$358.30
Soccer/Football Fields:			
*Mohawk Sports Park, Sackville Hill Park, Brian Timmis Stadium, H.A.A.A.	- Resident	$27.00	$27.41
	- Non-Resident	$40.50	$41.11
Game (Tickets, Spectators, Tournament)	- Resident	$66.00	$67.00
	- Non-Resident	$99.00	$100.49

SCHEDULE "B"
CULTURE AND RECREATION DEPARTMENT
ARENAS USER FEES

NOTE: RATES EFFECTIVE 1998, OCTOBER 1

		Rates Per Hour Current 1997	Proposed 1998
A)	Arena Ice Rental Fees		
	Recreational House League Hockey	$ 55.00	$ 56.00
	Hub Hockey	$ 63.00	$ 64.00
	Rep Hockey	$ 70.00	$ 71.00
	Ringette	$ 55.00 $63.00	$ 56.00 $64.00
	Sledge Hockey	$ 55.00	$ 56.00
	Special needs	$ 45.00	$ 46.00
	Can Skate/Figure Skating Clubs	$ 80.00	$ 81.00
	Power Skating	$135.00	$137.00
	Private Rentals: Prime Time	$135.00	$137.00
	Non Prime	$ 90.00	$ 91.00
	Tournament: Youth	$ 80.00	$ 81.00
	Adult	$135.00	$137.00
	Department Affiliated Organizations	$ 85.00	$ 86.00
	Year Round Figure Skating Cards	$ 70.00	$ 91.00

CHEDOKE TWIN PAD RATES	**Rates Per Hour**	
Recreational House League Hockey	$ 55.00	$ 56.00
Hub Hockey	$ 63.00	$ 64.00
Rep Hockey	$ 70.00	$ 71.00
Ringette	$ 55.00 $63.00	$ 56.00 $64.00
Sledge Hockey	$ 55.00	$ 56.00
Can Skate/Figure Skating Clubs	$ 80.00	$ 81.00
Power Skating	$160.00	$162.00
Private Rentals: Prime Time	$160.00	$162.00
Non Prime	$130.00	$132.00
Tournament: Youth	$106.00	$ 81.00
Adult	$160.00	$160.00
Department Affiliated Organizations	$ 85.00	$ 86.00
Year Round Figure Skating Cards	$ 70.00	$ 91.00

CHEDOKE TWIN PAD WINTER RATES	**Rates Per Hour**	
All rates as above unless listed herein.		
	Current	Proposed
Private Rentals:		
Non-Prime (6:00 am-5:00 pm weekdays)	$130.00	$132.00
Prime-Time (5:00 pm-2:00 am weekdays)	$160.00	$162.00
Prime Time (6:00 am-2:00 am weekends)		
Tournaments: Adult	$160.00	$162.00
Youth	696 $ 80.00	$ 81.00

CHEDOKE TWIN PAD SUMMER RATES		Rates Per Hour	
Adult:	Non-Prime (6:00 am-5:00 pm)	$130.00	$132.00
	Prime Time (5:00 pm- 2:00 am)	$160.00	$162.00
	Weekends (6:00 am - 2:00 am)	$160.00	$162.00
Youth:	Anytime	$106.00	$108.00

SUMMER FLOOR SURFACE RATES NON-ICE	Rates Per Hour	
NOTE: SUMMER FLOOR RATES EFFECTIVE AS OF 1999, MAY 1.		
Adult	$ 50.00	$ 51.00
Youth	$ 35.00	$ 36.00
Select (Lacrosse)	$ 45.00	$ 46.00
Tournaments	$ 60.00	$ 61.00

NOTE: **ALL RATES HAVE BEEN CALCULATED BASED UPON AN INFLATION RATE OF 1.5% AND ROUNDED TO THE NEAREST DOLLAR.**

ADMISSION AND MEMBERSHIP FEES
Fees to become effective 1998, October 1.

Daily Admissions	1997	Proposed 1998/99
Family	$5.00	$6.00
Single Parent Family	$4.40	delete
Adult	$3.00	$4.00
Youth	$2.00	$3.00
Senior	$2.00	$3.00
Special Needs	$2.00	$3.00
Adult Shinny	$3.00	$5.00
Senior Shinny	$3.00	$3.00
Youth Shinny	$2.00	$3.00
Parent Preschool	$2.00	$3.00
MEMBERSHIPS		
Family	$45.00	$50.00
Single Parent Family	$35.00	delete
Adult	$30.00	$35.00
Youth	$15.00	$20.00
Senior	$15.00	$20.00
Special Needs	$15.00	$20.00
Replacements	$ 3.00	$ 3.00

NOTE: **Memberships have increased greater than the 1.5% inflation rate in recognition of the fact that increases have not occurred over the last two years.**

SCHEDULE "C"
CULTURE AND RECREATION DEPARTMENT
COMMUNITY CENTRES/OUTDOOR POOLS USER FEES

A) COMMUNITY CENTRE MEMBERSHIP & SINGLE ADMISSION FEES - Effective June 1, 19

☼ G.S.T. Included in Fees Below ☼

	Year-round Memberships	Summer Memberships
* Non resident fees in (brackets)		
Family:	$ 85.00 to $ 90.00 ($128.00 to $135.00)	$45.00 to $50.00 ($67.00 to $75.00)
Delete Single Parent Family:	$65.00 to $ 70.00 ($97.00 to $105.00)	$35.00 to $40.00 ($52.00 to $60.00)
Adult:	$55.00 to $ 57.00 ($82.00 to $ 86.00)	$30.00 to $31.00 ($45.00 to $47.00)
Youth:	$25.00 to $ 26.00 ($37.00 to $ 39.00)	$15.00 to $20.00 ($22.00 to $30.00)
Seniors:	$20.00 to $ 25.00 ($30.00 to $ 37.00)	$10.00 to $15.00 ($15.00 to $25.00)
Sp. Needs:	$20.00 to $ 21.00 ($30.00 to $ 32.00)	$10.00 to $15.00 ($15.00 to $25.00)
Replacement:	$ 3.00 No Change ($4.00 No Change)	$ 2.00 No Change ($ 3.00 No Change)

Single Admissions:	**Centres**	**Outdoor Pools**
Family:	$5.00 to $6.00	$3.00 to $5.00
Delete S.P.Family:	$4.40 to $5.00	$2.00 to $4.00
Adult:	$3.00 No Change	$1.50 to $2.00
Youth:	$2.00 No Change	$1.00 to $1.50
Seniors & Special Needs:	$2.00 No Change	$1.00 to $1.50

B) CAMP KIDACA REGISTRATION FEE - Effective May 25, 1998

Resident:	$60.00 to $65.00	Non-Resident: $90.00 to $97.00

APPENDIX "D"

SUMMARY OF PROPOSED MUSEUM USER FEE INCREASES FOR 1998

Note: G.S.T. is included in fees unless otherwise indicated by *.
Proposed new fees are indicated in bold.

a) GENERAL PUBLIC/CASUAL VISITOR ADMISSION
(Core function of museum operation which offers universal access and provides community benefit - offered during public hours and constitutes 53% of overall visitation for the five museums.)

i) That the current general public/casual visitor admission structure be revised as outlined in the following chart effective June 1, 1998.

As Dundurn Castle and Military Museum are in close proximity to one another, combined admission fees are offered for customer service purposes. Dundurn pays the G.S.T.

DUNDURN
(Combined Military Museum Ticket)

Service Category	Current Fee	Proposed Fee
Adult	5.40	5.40
Senior	5.00	5.00
Student	4.60	4.60
Child	2.25	2.25
Family	14.30	14.30

MILITARY MUSEUM
(Combined Dundurn Castle Ticket - amount credited to Military Museum)

Adult	.60	.60
Senior	.50	.50
Student	.40	.40
Child	.25	.25
Family	1.70	1.70

MILITARY MUSEUM
(Tickets sold at door - not combined with Dundurn Castle)

Adult	2.00	2.00
Senior	1.75	1.75
Student	1.75	1.75
Child	1.50	1.50
Family	-	**6.00**

STEAM MUSEUM

Service Category	Current Fee	Proposed Fee
Adult	3.50	**3.75**
Senior	3.00	**3.25**
Student	2.50	**2.75**
Child	2.00	**2.25**
Family	10.00	**11.00**
Membership	10.00	10.00

WHITEHERN

Adult	3.50	3.50
Senior	3.00	3.00
Student	2.50	2.50
Child	2.00	2.00
Family	10.00	10.00

CHILDREN'S MUSEUM

Caregiver accompanying child	Complimentary	Complimentary
Additional caregivers	1.00	1.00
Child	2.50	**2.75**
Membership (Friends)	20.00	20.00
(Museum receives $10.00 for each membership sold).		

MUSEUM PASS

Adult/Senior	10.00	**11.00**
Student/Child	-	**8.00**

b) **EDUCATIONAL PROGRAMMES**

(These programmes meet museum mandates and target our future generation of museum supporters/this category represents 20% of visitation for the 5 museums.)

i) That the current educational programme admission structure be revised as outlined in the following chart effective September 1, 1998.

DUNDURN

Programme	Current Fee	Proposed Fee
Child programme (1.5 - 2 hours)	3.00*	3.00*
Child programme (2 hours and over)	5.00*	5.00*
The Mystery of Burlington Heights	4.00*	4.00*
Student Programme (2 hours and over)	5.00	5.00
Badge Programme	5.00*	5.00*

Service Category	Current Fee	Proposed Fee
MILITARY MUSEUM		
Child programme (1.5 hours)	2.00*	**2.25***
Child programme (1.5-3 hours)	4.00*	**4.50***
Student programme (1.5 hours)	2.15	**2.40**
Student programme (1.5-3 hours)	4.30	**4.80**
Burlington Heights	4.00*	4.00*
STEAM MUSEUM		
Child programme	2.00*	**2.25***
Child programme full day	4.00*	**4.50***
Student programme	2.00	**2.25**
Student programme full day	4.00	**4.50**
WHITEHERN		
Child programme	2.00*	2.00*
Student programme	2.00	2.00
Bookbinding	5.00	5.00
Badge Programme	4.00*	4.00*
CHILDREN'S MUSEUM		
Child programme	2.25*	**2.50***

c) **GROUP TOURS - COMMUNITY, TRAVEL TRADE**

(This category provides economic spin offs through tourism and additional revenues using museums as innovators of group travel/comprises 10% of the visitation at the 5 museums. Discount rates are available for pre-booked general admission).

i) **That the current group tour admission structure be revised as outlined in the following chart effective June 1, 1998.**

Service Category	Current Fee	Proposed Fee
DUNDURN CASTLE		
Adult	5.40	5.40
Senior	4.50	4.50
Student	4.00	4.00
Child	2.25	2.25

MILITARY MUSEUM		
Adult	1.80	1.80
Senior	1.55	1.55
Student	1.55	1.55
Child	1.35	1.35

STEAM MUSEUM Programme	Current Fee	Proposed Fee
Adult/Senior	3.00	**3.25**
Student/Child	2.00	**2.25**

WHITEHERN		
Adult/Senior	3.00	3.00
Student/Child	2.00	2.00

CHILDREN'S MUSEUM
not applicable

d) **SPECIAL PROGRAMMES**
(Special events and programmes enhance the museum experience and help to build audiences. Participants are both local and out of town. These programmes make up approximately 15% of the visitation at the museum).

i) **That the current special programmes admission structure be revised as outlined in the following chart effective September 1, 1998.**

Service Category	Current Fee	Proposed Fee
DUNDURN CASTLE		
Christmas Evening Tour	12.00	12.00
Workshop/lecture/special tour		various
MILITARY MUSEUM		
Workshop Lecture		various
STEAM MUSEUM		
Steam & Gas	4.00	**5.00**

WHITEHERN		
Collectors Tour	7.0	7.00
Lectures/Workshops		7.50
Christmas Evening Tour	7.00	**8.00**
CHILDREN'S		
Workshop		various*
Kaleidoscope	------	**1.00**

Various-indicates programmes that build their user fees on admissions plus material costs.

e) **OUTREACH**

All Museums - **n/c to 50.00**

Rate varies depending on content and context of programme, G.S.T. may or may not apply.

PLANNING & DEVELOPMENT COMMITTEE

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **TENTH** Report for 1998 and respectfully recommends:

1. That the proposed Official Plan Amendment to establish policies and to introduce a new Schedule for the protection of the rental housing stock be adopted as policy, on the following basis:

   (a) That a new Schedule "K" - Local Market Housing Zones be added to the Official Plan; and,

   (b) That the following new policies be added to Subsection C.7 - Residential Environment and Housing Policy as follows:

   "C.7.11 To protect the adequate provision of a full range of housing, conversion to condominium of rental apartment and/or townhouse units comprised of six or more units will be permitted provided all of the following criteria are met:

   i) the rental vacancy rate by dwelling/structure type for the City and the respective local housing market zone has been at or above 2.0% for the preceding twenty-four (24) months;

   ii) the proposed conversion will not reduce the rental vacancy rate by dwelling/structure type to below 2.0% for the City and the respective local housing market zone;

   iii) the existing market rent levels for the units proposed to be converted are not significantly below the average market rent levels for the City and the respective local housing market zone for rental units of a similar dwelling/structure type.

   C.7.12 Demolition of rental apartment and/or townhouse units comprised of six or more units will be permitted provided one of the following criteria is met:

i) the building is determined to be structurally unsound through the submission of a structural audit, prepared by a qualified professional, and such audit is deemed acceptable by the City; or,

ii) the criteria as set out in Policy C.7.11.

C.7.13

i) For the purposes of policies C.7.11 and C.7.12, the statistical data used for vacancy rates, rent charges, dwelling/structure types will be determined by the Canada Mortgage and Housing Corporation (CMHC).

ii) Schedule "K" identifies the following local housing market zones for purposes of analyzing the Hamilton housing market:

a) Downtown/Central Hamilton
b) Central East Hamilton
c) East Hamilton
d) West Hamilton
e) Hamilton Mountain"

Respectfully submitted,

ALDERMAN F. D'AMICO, CHAIRMAN PLANNING AND DEVELOPMENT COMMITTEE

Tina Agnello, Secretary
1998 May 14

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **ELEVENTH** Report for 1998 and respectfully recommends:

1. (a) That approval be given to Amended Zoning Application ZAC-98-12, Horvat Properties, owner, for a change in zoning from "A" (Conservation, Open Space, Park and Recreation) District to "C" (Urban Protected Residential, etc.) District (Block "1") and from "C" (Urban Protected Residential, etc.) District to "A" (Conservation, Open Space, Park and Recreation) District (Block "2") for lands located east of Greenhill Avenue, west of Webster Road and north of the existing railway line in the Nash Orchards Heights South draft approved plan of subdivision, as shown on the attached map marked as Appendix "A", on the following basis:

   (i) That Block "1" be rezoned from "A" (Conservation, Open Space, Park and Recreation) District to "C" (Urban Protected Residential, etc.) District; and,

   (ii) That Block "2" be rezoned from "C" (Urban Protected Residential, etc.) District to "A" (Conservation, Open Space, Park and Recreation) District; and,

   (iii) That the Director of Planning and Development be directed to prepare a By-law to the satisfaction of the City Solicitor to amend Zoning By-law No. 6593 and Zoning District Map W-12 for presentation to City Council; and,

   (iv) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,

   (v) That, upon finalization of the implementing zoning By-law, the Gershome Neighbourhood Plan be amended as follows:

      (1) that Block "1" be redesignated from "Park and Open Space" to "Single and Double Residential"; and,

      (2) that Block "2" be redesignated from "Single and Double Residential" to "Park and Open Space".

2. (a) That the remainder of the 1998 Festival Allocation be approved towards the Barton Village BIA Post-Promotional Reception Follow-up Budget, attached hereto as Appendix "B", as part of the Festival component of the Barton Street Revitalization Program; and,

   (b) That the City Treasurer be authorized and directed to forward $2,989.79 to the Barton Village BIA.

3. That a loan increase of eight thousand, nine hundred and eighty-six dollars ($8,986) to Patricia Woolcott for improvements to 536 Concession Street be approved subject to the fulfilment of the borrowing requirements of the Commercial Property Improvement Loan Program. The total loan is now $21,318. The interest rate is set at 3.25 per cent, amortized over ten years.

4. (a) That approval be given to Zoning Application ZAR-98-17, 1186559 Ontario Inc. (Hai Chaw Wah), owner, requesting removal of the 'H' - Holding provision under Section 36(1) of the Planning Act, R.S.O., 1990, to permit the development of the subject lands for ten (10) single family dwellings, for property located at 21 Brantdale Avenue, as shown on the attached map marked as Appendix "C"; and,

   (b) That the appropriate By-law prepared by the Director of Planning, in a form satisfactory to the City Solicitor, to amend Zoning By-law No. 6593 as amended by By-law No. 98-61, and Zoning District Map W-7, be forwarded to Council for adoption.

5. (a) That approval be granted to application CDM-CONV-98-002 submitted by 1167829 Ontario Limited (D. Vranich), owner, for a draft plan of condominium for property located at No. 141 Catherine Street South, as shown on the attached map marked as Appendix "D", to provide for a condominium apartment building comprised of a 58 apartment units, subject to the following conditions:

      (i) That this approval applies to the attached draft plan dated December 3, 1997, attached hereto as Appendix "E", prepared by R. Avis Surveying Inc., O.L.S.; and,

      (ii) That the owner enter into a Condominium Approval Agreement with the City incorporating these conditions of approval, including financial and other requirements of the City concerning roads, sidewalks, street lights and drainage, as the case may be, in a form satisfactory to the City Solicitor; and,

(iii) That prior to approval of the final plan,

(1) property taxes shall be in good standing, plan of condominium shall conform with General Zoning By-law 6593 and the Official Plan, and,

(2) any variances or rezoning required in respect of the draft plan of condominium shall have been approved by the Committee of Adjustment or Council, as the case may be, in order that the draft plan of condominium is in compliance with General Zoning By-law 6593; and,

(3) the closed approach shall be removed and the sidewalk and the boulevard shall be restored to the satisfaction of the Director of Public Works and Traffic; and,

(iv) That the owner shall have satisfied all requirements, financial and otherwise of the Regional Municipality of Hamilton-Wentworth and that the City be advised by the Regional Municipality of Hamilton-Wentworth that this condition has been carried out to its satisfaction. The clearance letter from the Regional Municipality shall include a brief statement for each condition detailing how it has been satisfied and carried out; and,

(v) That the Director of Planning and Development shall have been satisfied that the conditions of approval are fulfilled or provided for as required; and,

(b) That the Mayor and the City Clerk be authorized to grant draft approval by signing the draft plan; and,

(c) That the Mayor and City Clerk be authorized to sign the final plan of condominium once the requirements herein are completed.

6. (a) That approval be given to Condominium Application 98-03 "Summerhill at Sandrina Gardens" (Regional File 25CDM-98004), DiCenzo Construction Company Limited, owner, to establish a draft plan of condominium, located at the south-east intersection of Upper Gage Avenue and Cadham Boulevard and known municipally as 10 Cadham Boulevard and 10 Beaverbrook Avenue, as shown on Appendix "F", subject to the following conditions:

(i) That this approval apply to the plan prepared by A.T. McLaren Ltd. and certified by S.D. McLaren, O.L.S., dated November 6, 1997, showing a total of 42 residential townhouse units; and,

(ii) That the final plan of condominium comply, in all respects, with the approved Site Plan (DA-97-06); and,

(iii) That the applicant satisfy all conditions of site plan approval applicable to the subject lands to the satisfaction of the City of Hamilton, prior to registration of the Final Plan of Condominium; and,

(iv) That the final plan conform with the applicable provisions of the City of Hamilton Zoning By-law No. 6593; and,

(v) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton as provided for under section 51 of the Planning Act; and,

(vi) That the Owner request and receive approval from the Region of Hamilton-Wentworth to delete the subject lands from the draft approved plan of subdivision "Sandrina Gardens" (Regional File No. 25T-93010); and,

(vii) That the following warning clause be registered on title for Units 9 - 14 inclusive and Units 17 - 22 inclusive, to the satisfaction of the Director, Planning and Development and the City Solicitor:

"Purchasers are advised that access to the rear amenity area is provided through the living area of the unit."; and,

(viii) That the following warning clause be registered on title for all units within the development, to the satisfaction of the Director, Planning and Development and the City Solicitor:

"Purchasers are advised that on-site garbage pick up by the City of Hamilton will not be available for this site."; and,

(ix) That the Condominium Corporation be required to enter into and register on title the Agreement of the Condominium Corporation to assume and be bound by the Site Plan Agreement; and,

(x) That the owner satisfy all conditions, financial or otherwise, of the City of Hamilton; and,

(b) That the City Clerk be directed to advise the Regional Commissioner of Environment of Council's decision.

7. (a) That the Gourley Neighbourhood Plan showing the continuation of Appleblossom Drive, be reconfirmed; and,

(b) That the City confirms its requirement for the land shown on the Gourley Neighbourhood Plan as the extension of Appleblossom Drive, for municipal road purposes; and,

(c) That the City Clerk, Real Estate Division be authorized to negotiate a transfer of the road allowance from the School Board to the City of Hamilton for $1.00 in exchange for the City of Hamilton paying the Board's portion of the servicing costs of the roadway and that the School Board be given driveway access where it is required; and,

(d) That the Board of Education be requested to address this matter at its June, 1998 meeting.

8. (a) That approval be given to Official Plan Amendment No. 150, to delete and replace S.P.A. 68 with a new S.P.A. 68, to permit only limited commercial uses within the existing building, on lands known municipally as 852 Upper Wentworth Street, as shown on the attached map marked as Appendix "G", and that the City Solicitor be directed to prepare a By-law of adoption for submission to the Regional Municipality of Hamilton-Wentworth; and,

(b) That approval be given to Zoning Application ZAR-97-33, Nicola and Rosalba Clarizio, owners, for a further modification to the "C" (Urban Protected Residential, etc.) District to permit general office space and a showroom on the second floor of the existing building, for lands located at 852 Upper Wentworth Street, as shown on the attached map marked as Appendix "G", on the following basis:

(i) That the "C" (Urban Protected Residential, etc.) District, as contained in Section 9 of Zoning By-law No. 6593, as modified by By-laws No. 95-111 and 97-153, applicable to the subject lands, be further modified to include the following:

(1) delete Clauses (i) and (ii) of Section 2(a) of By-law No. 95-111, and replace with a new Clause (i) as follows:

"(i) general offices and a kitchen cabinet showroom on the first and second floor and having a maximum total gross floor area of not more than 288 m^2 (3100 square feet); and,;"

(2) renumber the existing Clause (iii) of Section 2(a) to Clause (ii); and,

(3) add a new Section 2(d):

"(d) access to the subject lands shall only be provided from Upper Wentworth Street."; and,

(ii) That the amending By-law be added to Section 19B of Zoning By-law No. 6593, as Schedule S-1336b, and that the subject lands on Zoning District Map E-18 be notated S-1336b; and,

(iii) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map E-18; and,

(iv) The proposed further modification in zoning will be in conformity with the City of Hamilton Official Plan upon approval of Official Plan Amendment No. 150 by the Regional Municipality of Hamilton-Wentworth.

9. That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) C-74 A By-law to Amend Zoning By-law No. 6593 as Amended by Zoning By-law No. 98-061 Respecting Lands Located at Municipal No. 21 Brantdale Avenue.

(b) C-75 A By-law to Amend Zoning By-law No. 6593 as Amended by Zoning By-laws No. 76-233; 87-78; 77-148; 77-264 and 80-096 Respecting Lands Located at Municipal Nos. 400 York Boulevard and 16 Magill Street.

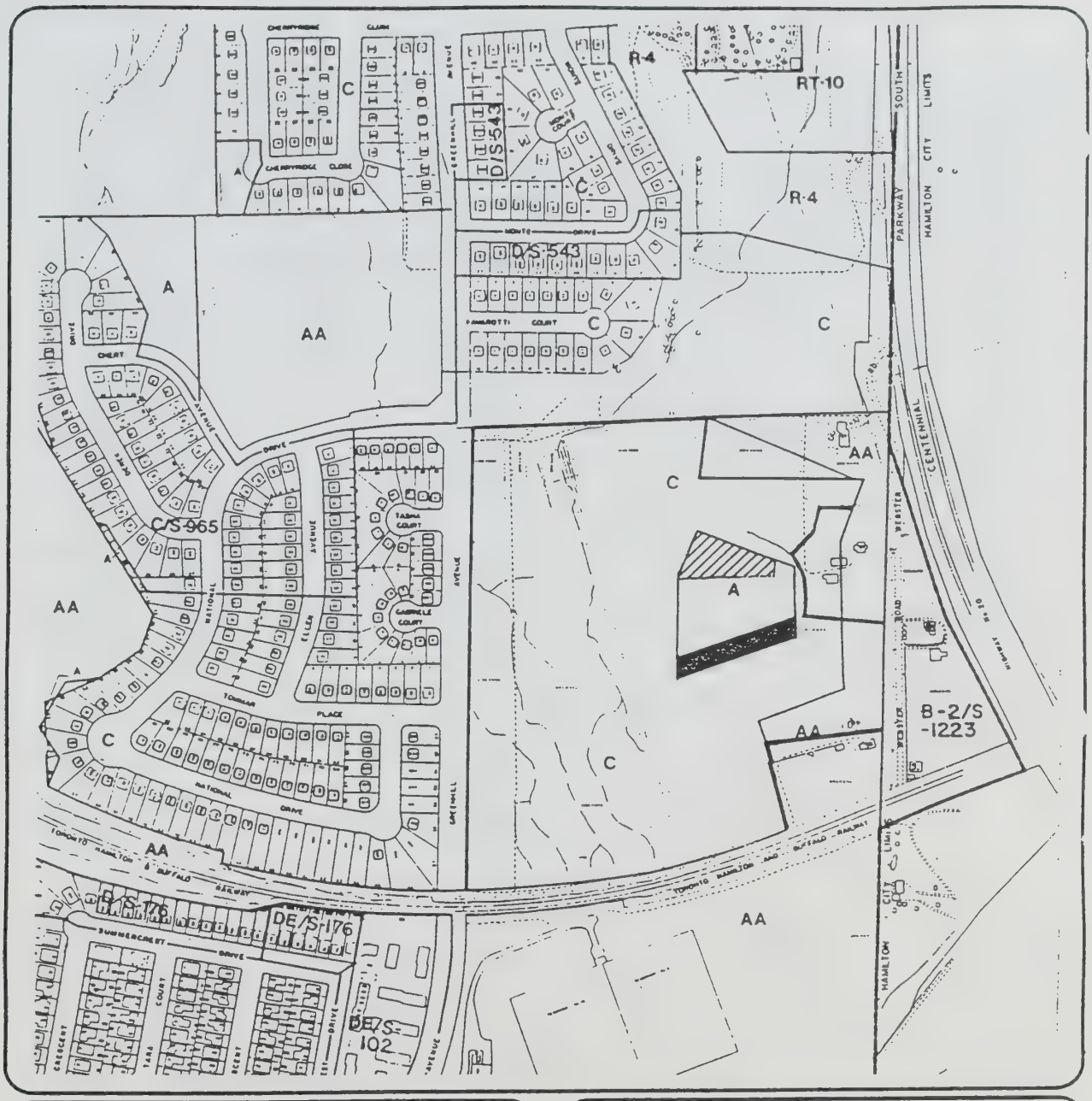
(c) C-76 A By-law to Amend By-law No. 87-308 as Amended by By-laws No. 92-079 and 98-118 Respecting Members of the Board of Management of the Barton Village Business Improvement Area.

(d) C-77 A By-law to Amend Zoning By-law No. 6593 Respecting Land Located at Municipal No. 10 Dartnall Road.

Respectfully submitted,

ALDERMAN F. D'AMICO, CHAIRMAN PLANNING AND DEVELOPMENT COMMITTEE

Tina Agnello, Secretary
1998 May 20



Legend

Change in Zoning:

BLOCK 1 — from "A" (Conservation, Open Space, Park and Recreation) District to "C" (Urban Protected Residential, etc.) District;

BLOCK 2 — from "C" (Urban Protected Residential, etc.) District to "A" (Conservation, Open Space, Park and Recreation) District;

City of Hamilton

Location Map

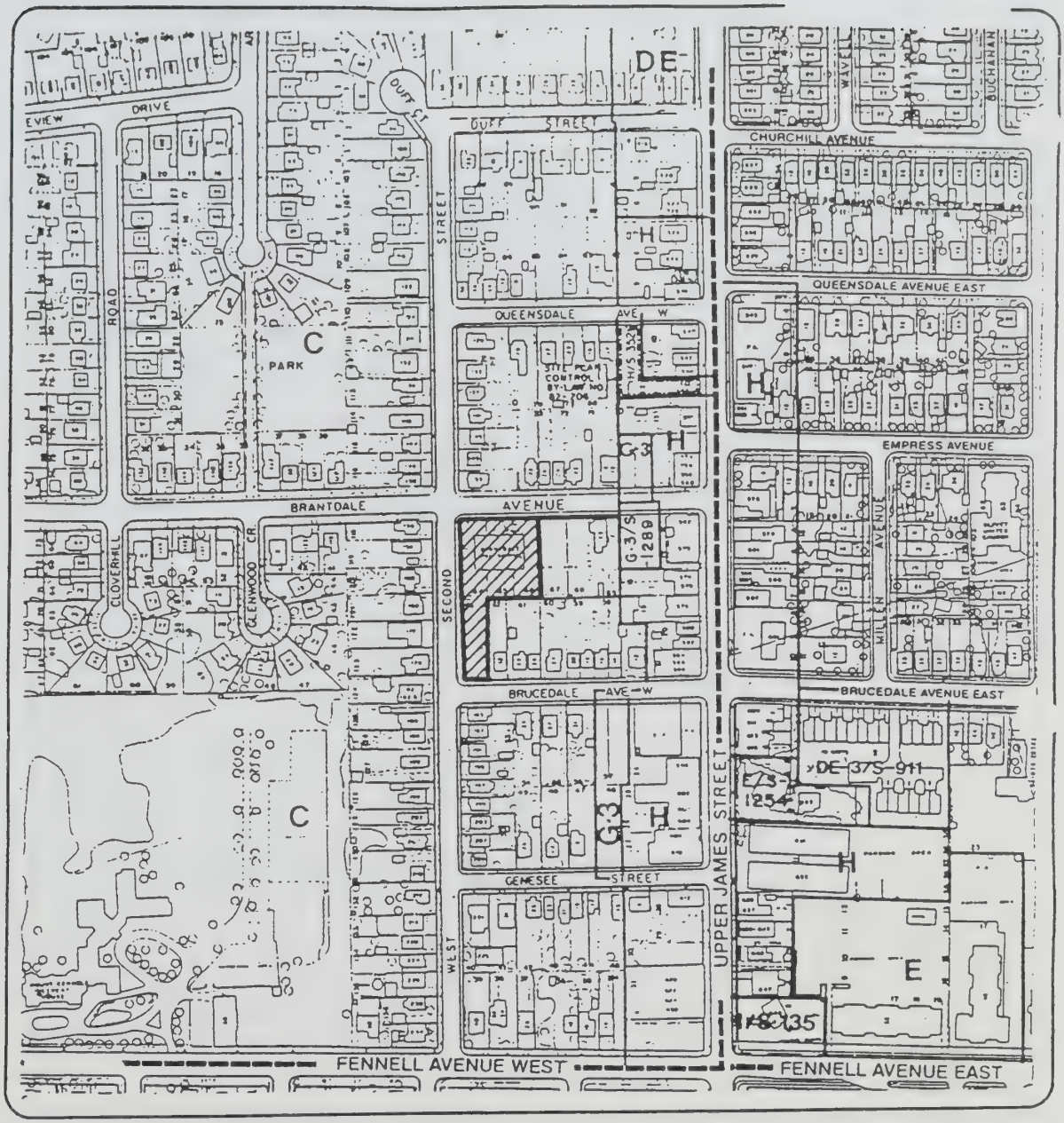
Planning and Development Department

North	Scale	Reference File number
	NOT TO SCALE	ZAC-98-12
	Date	Drawn By
	MAY 1998	D.L.

Barton Village BIA Post Promotional Reception Follow-up

1998 June

Banquet Hall/Food/Refreshments	$ 450
Folders and Inserts	$1,100
Invitations and Postage	$1,100
Miscellaneous Office Supplies	$ 100
Sub-total	$2,750
10% Contingency	$ 415
TOTAL	$3,165



City of Hamilton
Location Plan For

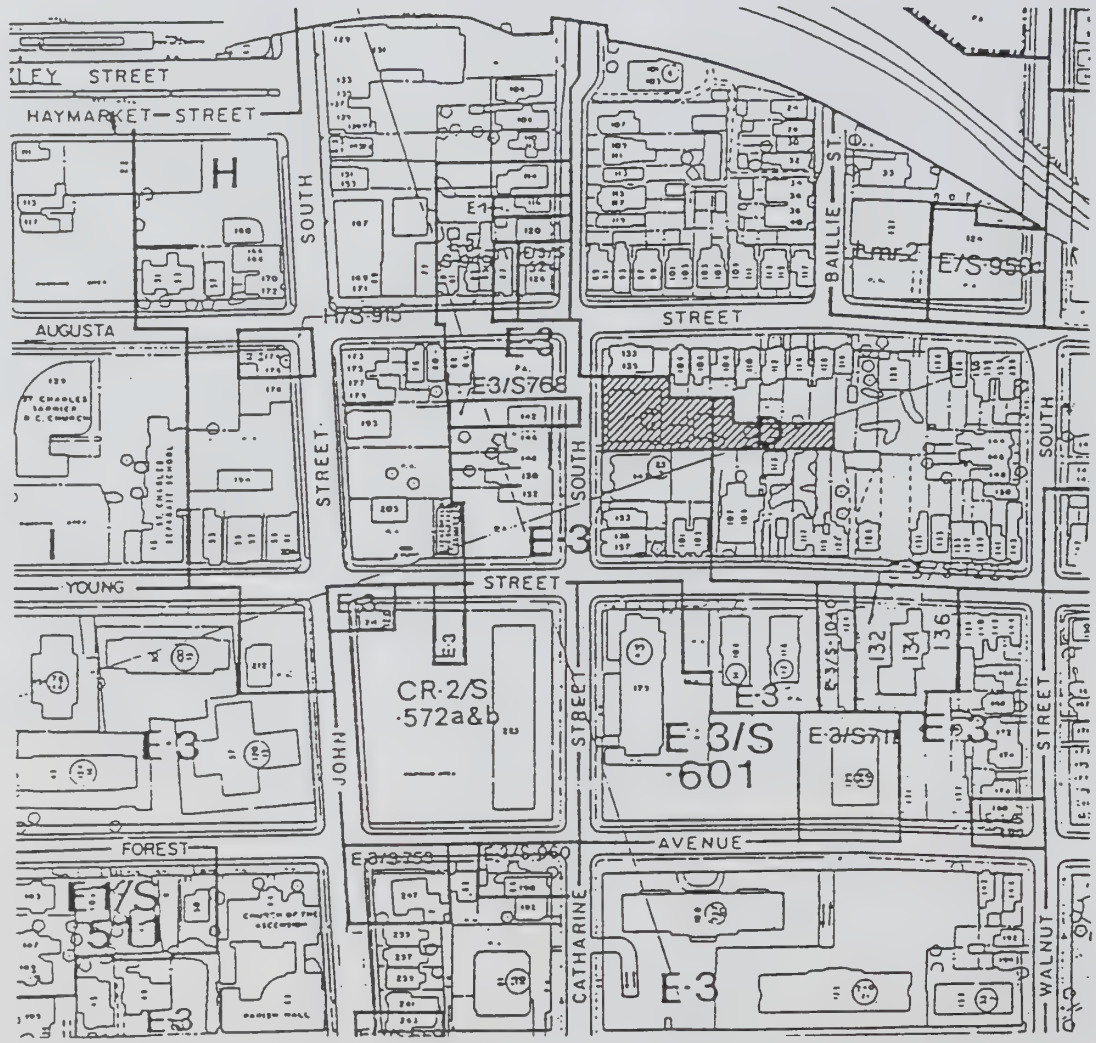
Location Map

Planning and Development Department

Legend

Site of the Application

North	Scale	Reference File number
	Not to Scale	ZAR-98-17
	Date	Drawn By
	May 1998	D. L.



City of Hamilton

Location Plan For

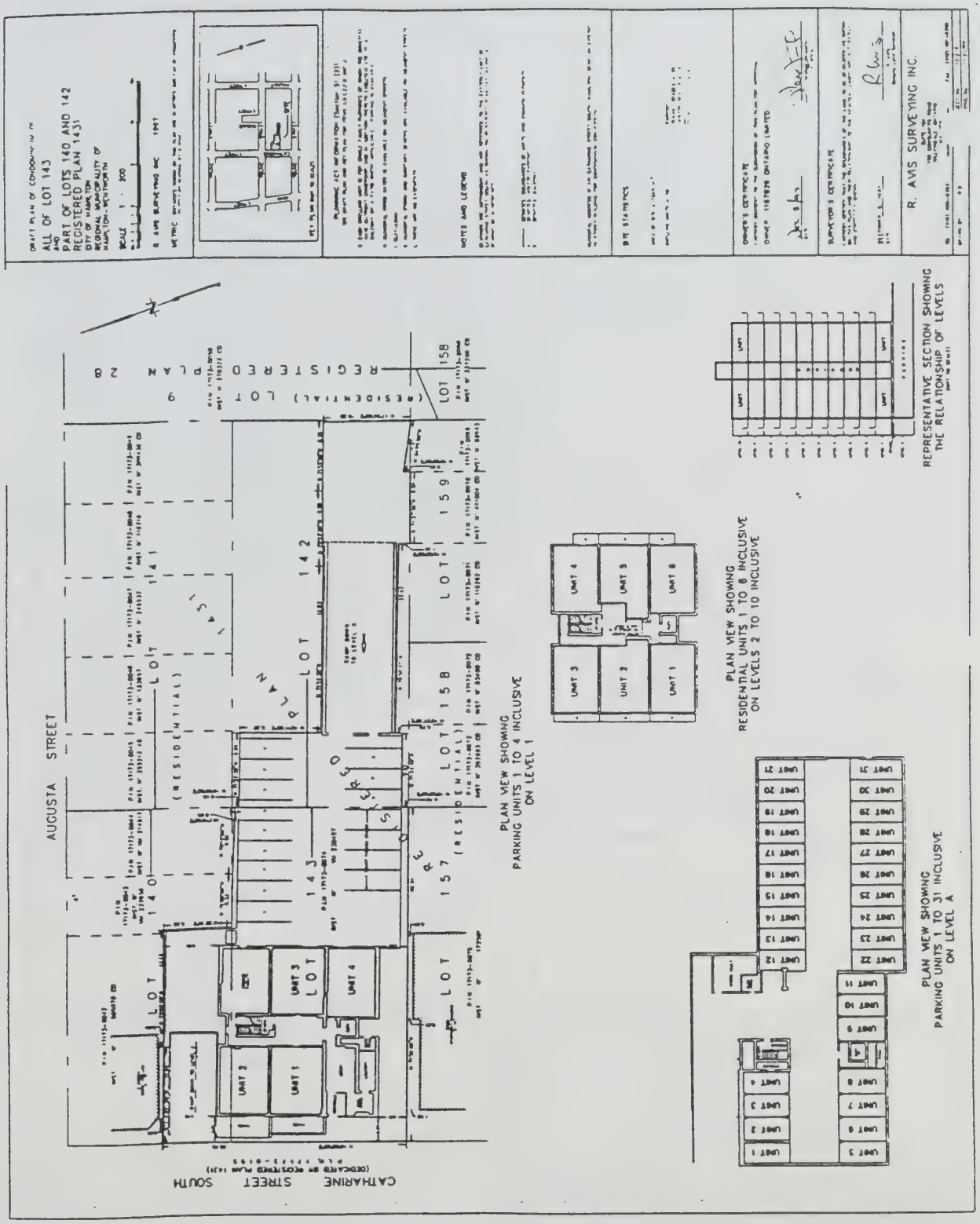
141 Catharine St. S.

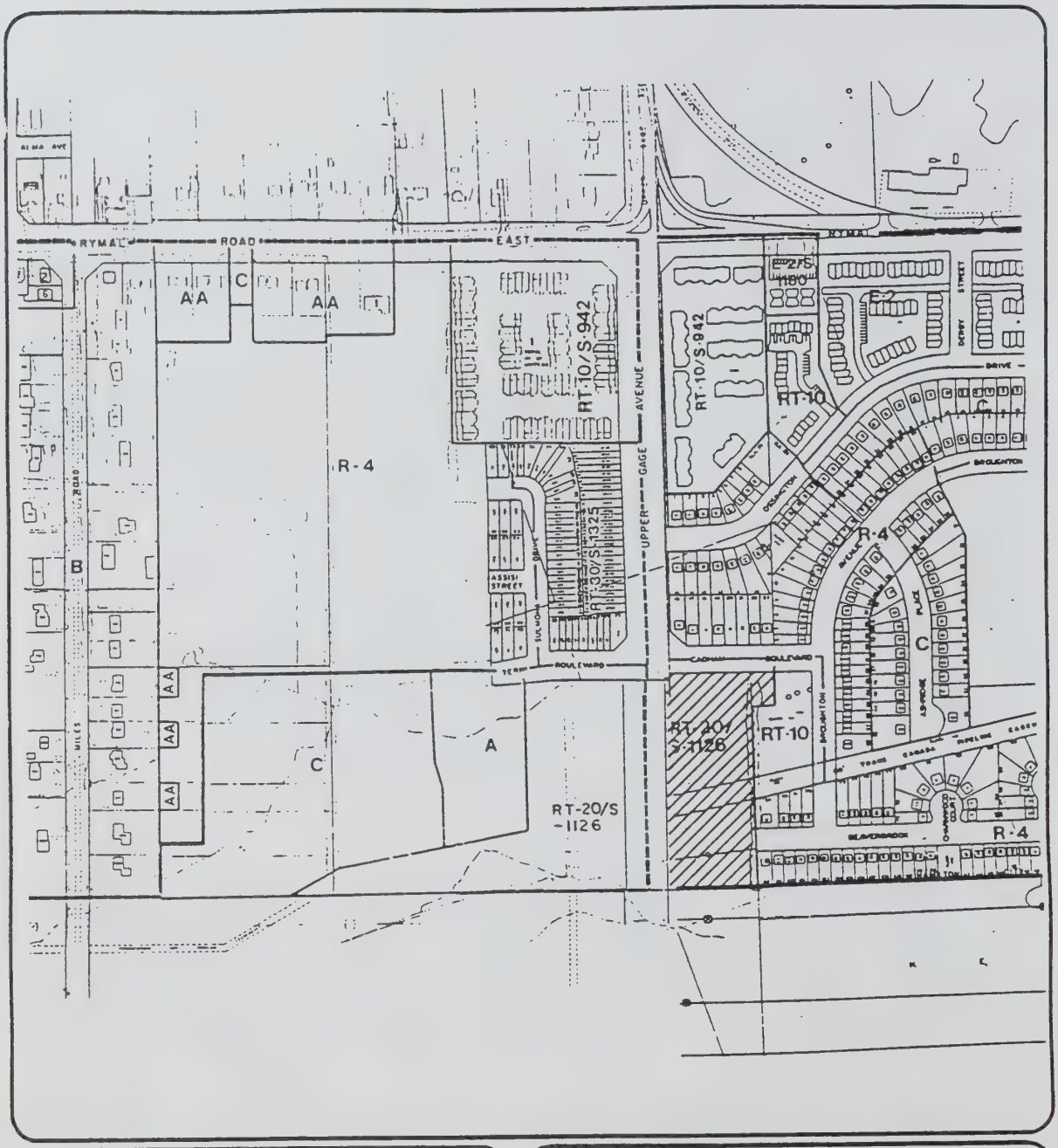
Planning and Development Department

Legend

Location of Subject Lands

North	Scale	Reference File No.
	Not to Scale	CDM -CONV-98-002
	Date	Drawn By
	May 1998	FAB


DRAFT PLAN OF CONDOMINIUM
ALL OF LOT 143
AND
PART OF LOTS 140 AND 142
REGISTERED PLAN 1431
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF
HAMILTON-WENTWORTH
SCALE 1 : 300
NOTES AND LEGEND
R. AMS SURVEYING INC.
REGISTERED PLAN 28
LOT 9
(RESIDENTIAL)
LOT 158
LOT 159
LOT 142
LOT 141
LOT 140
LOT 143
LOT 158
(RESIDENTIAL)
LOT 157
(RESIDENTIAL)
AUGUSTA STREET
CATHARINE STREET SOUTH
UNIT 1
UNIT 2
UNIT 3
UNIT 4
PLAN VIEW SHOWING
PARKING UNITS 1 TO 4 INCLUSIVE
ON LEVEL 1
UNIT 1
UNIT 2
UNIT 3
UNIT 4
UNIT 5
UNIT 6
PLAN VIEW SHOWING
RESIDENTIAL UNITS 1 TO 6 INCLUSIVE
ON LEVELS 2 TO 10 INCLUSIVE
REPRESENTATIVE SECTION SHOWING
THE RELATIONSHIP OF LEVELS
PLAN VIEW SHOWING
PARKING UNITS 1 TO 31 INCLUSIVE
ON LEVEL A



City of Hamilton

Location Plan For

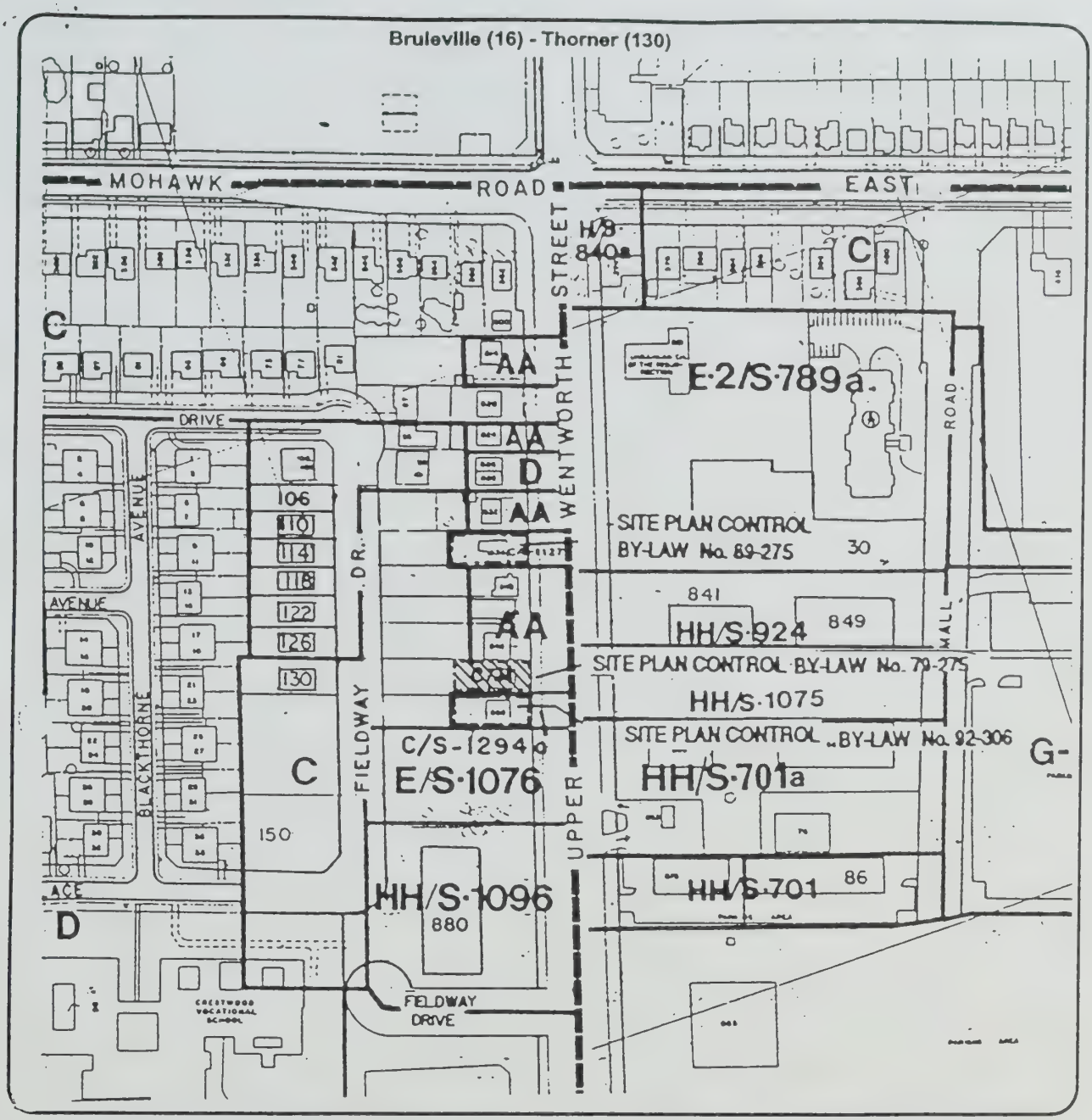
10 Cadham Blvd. and 10 Beaverbrook Ave.

Planning and Development Department

Legend

Location of Subject Lands

North	Scale	Reference File No.
	Not to Scale	CDM -98-003
	Date	Drawn By
	May 1998	FAB



Legend

BLOCK 1 — Further modification to the "C" (Urban Protected Residential, etc.) District

City of Hamilton

Location Map

Planning and Development Department

North	Scale	Reference File No.
	NOT TO SCALE	ZAR-97-33
	Date	Drawn By
	OCTOBER, 1997	B. B.

FINANCE & ADMINISTRATION COMMITTEE

REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **FOURTEENTH** Report for 1998 and respectfully recommends:

1. (a) That the City be authorized to enter into Extension Agreements, if required, in a form satisfactory to the City Solicitor and the City Treasurer pursuant to Section 8 of the Municipal Tax Sales Act, with the owners of the following properties to extend the time open for payment of realty tax arrears in accordance with the policy for extension agreements approved by City Council on 1994 June 28:

   (i) 6 Dartnall
   (ii) 70 Niagara
   (iii) 1420 Garth #36
   (iv) 194 John South

   (b) That a by-law to authorize the said Extension Agreements be enacted by City Council; and,

   (c) That the Mayor and City Clerk be authorized to execute the aforesaid by-law and extension agreements.

2. That as referred to in Section 1 of the Eleventh Report for 1998 of the Committee of the Whole approved by City Council on Thursday, 1998 May 14th, the City's share of "Tiffany-Phase 2" servicing at a cost of $10,421 be financed from Centre No. CH 00212 "Reserve for Development Charges".

3. (a) That City Council provide authorization to retain independent counsel to represent the City in proceedings arising from the disposal of materials by the Hamilton Fire Department, removed from 231 Gage Avenue North; and,

   (b) That pursuant to the Indemnification By-law, that City Council provide independent counsel to represent staff and the Aldermen named in the above proceedings.

4. That an additional Licence Inspector be transferred to the Building Department as part of the reorganization of the City Clerk's Department recently approved by City Council.

5. (a) (i) That the City Clerk be authorized and directed to ensure that required emergency repairs are carried out to maintain the minimum property standards on properties acquired through the tax sale process; and,

(ii) That the City Clerk be authorized and directed to make repairs to tax sale properties where the repairs are beyond the minimum requirement as long as the costs of said repairs can be justified on a business case scenario and subject to Committee and City Council approval; and,

(iii) (1) That the City Clerk be authorized and directed to prepare a proposal call in order to retain a Property Management firm(s) which will manage surplus City properties when necessary during the transition of being sold; and,

(2) That notwithstanding this policy, if there is an existing Property Management firm in place upon the City obtaining title to a particular property, the City have the option to retain the existing firm in order to utilize their services; and,

(b) That revenue and expenditure accounts be established within the accounts of the Real Estate Division of the City Clerk's Department to detail costs incurred for maintenance and general repairs and the rents received on properties acquired by the City through the tax sale process; and,

(c) That the net surplus/deficit for the maintenance of these tax sale properties be transferred annually to the Reserve for Property Purchases.

6. (a) That the 1997 Financial Report for the Corporation of the City of Hamilton, previously distributed to members of City Council, and available from the Committee Secretary upon request, be approved; and,

(b) That the City Treasurer publish the required 1997 Financial Information, based on the audited Report, in the Hamilton Spectator, within the next 60 days.

7. That a purchase order be issued to Grand and Toy, Hamilton, to supply and deliver office supplies to various departments for a period of one (1) 12-month term with an option in favour of the City to renew for two (2) 12-month terms, being the lowest of four proposals received, in accordance with a Request for Proposal issued by the Purchasing Department and Vendors Proposal, and be financed through various approved Office Supplies Accounts.

8. (a) That as referred to in Section 9 of the Thirteenth Report for 1998 of the Finance and Administration Committee, approved by City Council at its meeting held Tuesday, 1998 May 12th, that the authorized gross cost of Replacement of Boilers - City Hall, the combined Account Centre No. CF 319741037, be increased by $85,000 from $245,000 to $330,000; and,

(b) That the additional cost of $85,000 be financed by the Reserve for Capital Projects, Account Centre No. CH 00203.

9. (a) That the following policy be adopted:

> The City of Hamilton supports female employees who choose to continue breastfeeding upon returning to work from pregnancy/parental leave. It also supports and encourages breastfeeding by members of the public using City premises.

(b) That, if additional time is required for breastfeeding and/or expressing, employees be permitted to use lieu time where operationally possible.

10. (a) That a design-build contract be awarded to Triple Crown Enterprise Ltd., 170 Shaw Street, Hamilton in the amount of $201,160, including GST, for the Barrier Free Design modifications to the Canadian Football Hall of Fame building at 58 Jackson Street West; and,

(b) That the Building Commissioner be authorized to carry an additional $35,000 project contingency to cover unforeseen items which may arise during construction; and,

(c) That these expenditures be funded from the account: Barrier Free Design Modifications - CF 809453005; and,

(d) That a contract satisfactory to the City Solicitor be entered into between the City and Triple Crown Enterprises Ltd., 170 Shaw Street, Hamilton; and,

(e) That the Mayor and City Clerk be authorized and directed to execute the design-build contract in a form satisfactory to the City Solicitor.

11. That the City of Hamilton By-law 93-069, Schedule 17, respecting Salvage and Second Hand Goods Businesses, be amended to provide for the following:

(a) (i) That any individual selling or trading second hand goods be required to produce some form of government issued identification and submit to either a video or photo identification; and,

(ii) That the video and photo identification be retained for 30 calender days for non-transient and resident Second Hand Goods dealers; and 60 calender days for transient and non-resident Second Hand Goods dealers; and,

(b) That the retention period for purchased or traded goods be increased from 14 days to 30 calender days; and,

(c) That only vendors selling or buying the following types of second hand goods be required to obtain a licence: jewellery, precious gems, time pieces, musical instruments, tools, coins, auto parts, cameras and electronic components; such as, stereos, televisions, CD players, fax machines, computer components; and,

(d) That all transient or non-resident Second Hand Goods dealers be required to apply for a licence at least 30 days in advance of opening for business and all goods purchased must be retained in the City of Hamilton for 60 days, at a location accessible during normal business hours; and,

(e) That the following definitions be added:

(i) "electronic components" includes stereos, televisions, compact disk players, video players and recorders, facsimile machines, computers, video cameras, and their components;

(ii) "jewellery" means articles of personal adornment made in whole or part of silver, gold or platinum metal;

(iii) "salvage or second-hand goods shop or yard" means premises used for the collection, storage, or buying of used manufactured or processed goods, materials or parts, including automobiles or auto parts, whether or not they are further recycled, repaired or salvaged, and which in whole or part are sold or offered for sale by retail;

(iv) "antiques" means furniture and other goods or articles commonly recognized as collectable because of their quality, value or age, and reproductions of such items, but not including jewellery, precious gems, time pieces, musical instruments, tools, cameras, camera components, or coins;

(v) "works of art" means paintings, photographs, sculpture and other products of artisans commonly recognized as collectable because of their quality or value, but not including jewellery, precious gems, time pieces or coins; and

(f) That the City Solicitor be authorized and directed to prepare a by-law, consolidating Schedule 17 with the above amendments, to repeal and replace Schedule 17.

12. (a) That a construction contract be awarded to STF Construction Limited, 148 Stapleton Avenue, Hamilton in the amount of $277,866 including G.S.T. for the Barrier Free Design Modifications to the following three buildings:

55 King William Street	- Fire Department Administration Building
32 York Boulevard	- Eaton's Centre Parkade
80 Main Street West	- Summers Lane, Parking Services; and,

(b) That the Building Commissioner be authorized to carry an additional $50,000 project contingency to cover unforeseen items which may arise during construction; and,

(c) That these expenditures be funded from Barrier Free Design Modifications Account No. CF-809453005; and,

(d) That a contract satisfactory to the City Solicitor be entered into between the City and STF Construction Limited, 148 Stapleton Avenue, Hamilton; and,

(e) That the Mayor and the City Clerk be authorized and directed to execute the design build contract in a form satisfactory to the City Solicitor.

REPORT OF THE CITY OF HAMILTON LICENSING COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The City of Hamilton Licensing Committee presents its **FOURTH** Report for 1998 and respectfully recommends:

1. (a) That the Garage B2 Licence of Radcliffe Reid at 315 Beach Boulevard, be suspended on the grounds of the licensee's continuing non-compliance with the City of Hamilton Licence By-law since 1994, and his failure to comply with a Provincial Offences Court Prohibition Order; until:

   (i) The Licence Division is satisfied that the premises at 315 Beach Boulevard are in an orderly and clean condition without any scrap, debris or refuse lying about; and,

   (ii) That all outstanding fines have been paid.

   (b) That upon the lifting of the suspension, a three year probationary period be imposed upon this licence.

   Confidential background information provided to members of City Council under separate cover.

Respectfully submitted,

ALDERMAN F. EISENBERGER, CHAIRPERSON
CITY OF HAMILTON LICENSING COMMITTEE

Stella Glover
Secretary
1998 May 13

NOMINATING COMMITTEE

REPORT OF THE NOMINATING COMMITTEE

To the Council of the Corporation of the City of Hamilton.

The Nominating Committee presents its **FIFTH** Report for 1998 and respectfully recommends:

1. That Alderman Ron Corsini be appointed to serve on the Hamilton Mundialization Committee for a term to expire 2000 November 30.

2. That Alderman _____ be appointed Chairman of the Committee of the Whole for the months of June, July and August, 1998.

Respectfully Submitted,

Mayor R. M. Morrow
Chairman
Nominating Committee

J. J. Schatz, Secretary
1998 May 26

MEETING OF THE COUNCIL
OF THE CORPORATION OF THE CITY OF HAMILTON

TUESDAY, 1998 MAY 26
7:30 O'CLOCK P.M.
COUNCIL CHAMBER, CITY HALL

B I L L S

Bill No. C-74

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Amend:

Zoning By-law No. 6593
As Amended By Zoning By-law No. 98-061

Respecting:

LAND LOCATED AT MUNICIPAL NO. 21 BRANTDALE AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 98-061 on the 10th day of February 1998 to rezone Block 1 from "C" (Urban Protected Residential, etc.) District to "R-4" - 'H'(Small Lot Single Family Detached - Holding) District, modified, Block 2 from "C" (Urban Protected Residential, etc.) District to "C" - 'H' (Urban Protected Residential, etc. - Holding) District, modified and Block 3 from "C" (Urban Protected Residential, etc.) District to "C" - 'H' (Urban Protected Residential, etc. - Holding) District, and to establish special requirements with respect to Blocks 1 and 2, the extent and boundaries of each of which Blocks are shown on a plan thereto annexed as Schedule "A", which By-law came into force on the day it was passed in accordance with the Planning Act;

AND WHEREAS section 2 of By-law No. 98-061 provides that upon the owner submitting a signed Record of Site Condition (RSC) to the Region and the Ministry of Environment (MOE), to the satisfaction of the Region, including an acknowledgement of receipt of the RSC by the MOE for Blocks 1, 2 and 3, the 'H' symbol shall be removed by amendment to By-law No. 98-061;

AND WHEREAS receipt and acknowledgment of the Record of Site Condition by the Region and the Ministry of Environment have been completed;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982;

AND WHEREAS City Council in adopting Item of the th Report of the Planning and Development Committee at its meeting held on the 26th day of May, 1998 directed that By-law No. 98-061 be amended to remove the 'H' (Holding) symbol in respect of the subject lands;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The 'H' (Holding) symbol affixed by By-law No. 98-061, passed on the 10th day of February, 1998, to Blocks 1, 2 and 3, the extent and boundaries of which are shown on a plan annexed as Schedule "A" to By-law No. 98-061 and forming part thereof, is hereby removed, and the development of the lands may proceed in accordance with the "R-4" (Small Lot Single Family Detached) District, the "C" (Urban Protected Residential, etc.) District, modified and the "C" (Urban Protected Residential, etc.) District provisions of Zoning By-law No. 6593, subject to the special requirements referred to in sections 3. and 4. of By-law No. 98-061.

2. Sheet No. W-7 of the District Maps, appended to and forming part of Zoning By-law No. 6593, as amended by section 1. of By-law No. 98-061, is further amended by

changing Block 1 from "R-4" - 'H' (Small Lot Single Family Detached - Holding) District to "R-4" (Small Lot Single Family Detached) District, Block 2 from "C" - 'H' (Urban Protected Residential, etc. - Holding) District, modified to "C" (Urban Protected Residential, etc.) District, modified and Block 3 from "C" - 'H' (Urban Protected Residential, etc. - Holding) District to "C" (Urban Protected Residential, etc) District, the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A" and forming part of this By-law.

3. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "R-4" District and "C" District provisions, subject to the special requirements referred to in sections 3. and 4. of By-law No. 98-061.

4. By-law No. 6593, as amended by By-law No. 98-061, is further amended by adding this by-law to section 19B as Schedule S-1393a.

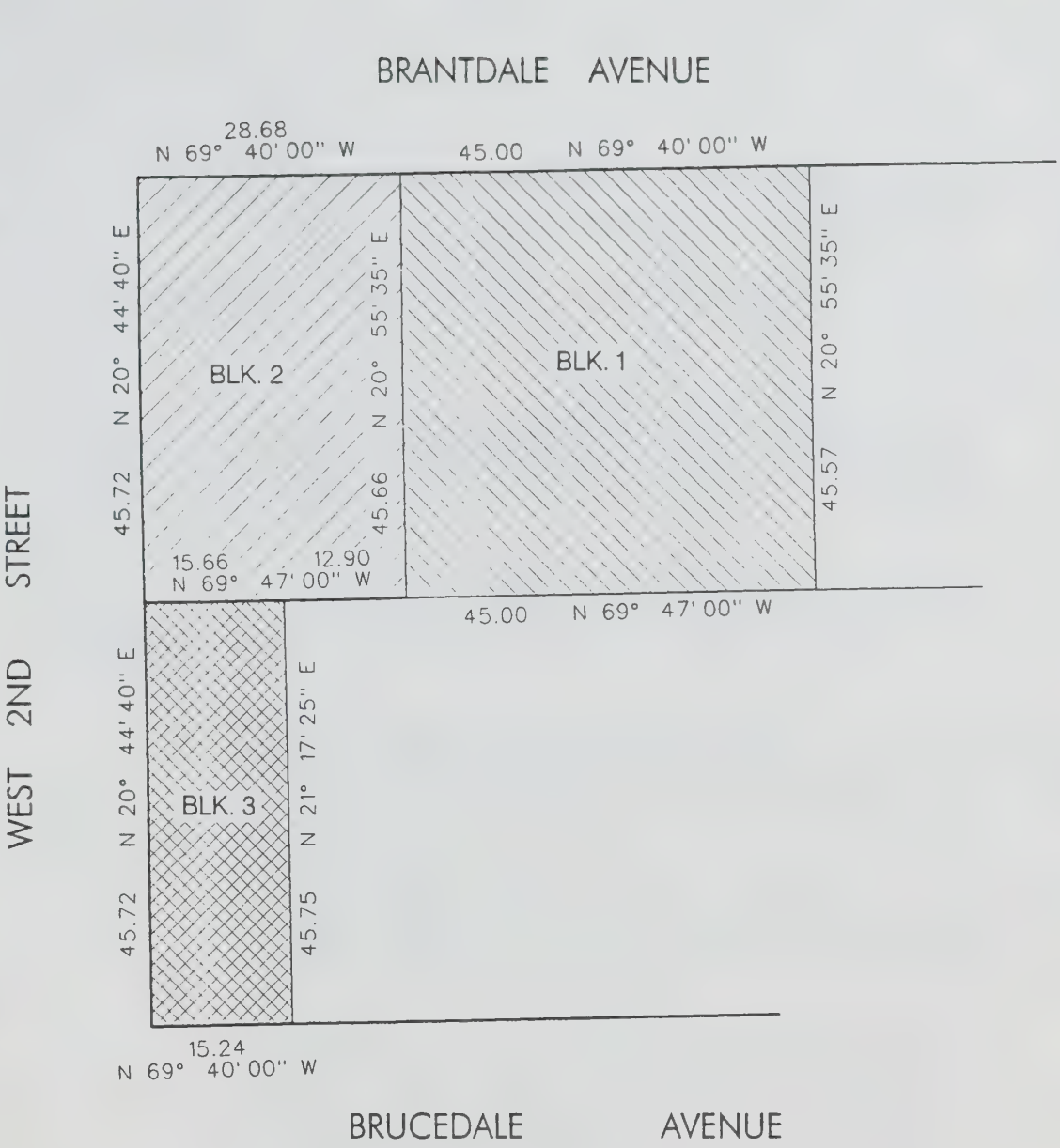
5. Sheet No. W-7 of the District Maps, as amended by By-law No. 98-061, is amended by marking the land referred to in section 2. of this by-law, S-1393a.

6. In all other respects, By-law No. 98-061 is hereby confirmed, unchanged.

PASSED this day of A. D. 1998.

CITY CLERK MAYOR

(1998) R.P.D.C. , May 26
1186559 Ontario Inc. (Hai Chaw Wah), owner
ZAR-98-17



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-.....
Passed the ..... day of ....., 1998.

..... Clerk

..... Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 98-.....
to Amend By-Law No.6593
as Amended by By-Law No. 98-061

Planning and Development Department

Legend
Change in zoning from:

BLK. 1 — "R-4"-'H' Small Lot Single Family Detached - Holding) District, Modified to "R-4" (Small Lot Single Family Detached) District, Modified.

BLK. 2 — "C"-'H' (Urban Protected Residential, etc. - Holding) District, Modified to "C" (Urban Protected Residential, etc.) District, Modified.

BLK. 3 — "C"-'H' (Urban Protected Residential, etc. - Holding) District to "C" (Urban Protected Residential, etc.) District.

North	Scale	Reference File No.
	Not to Scale	ZAR-98-17
	Date	Drawn By
	May 1998	R.L.

Bill No. C- 75

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Amend:

Zoning By-law No. 6593
As Amended By Zoning By-laws No. 76-233; 87-78;
77-148; 77-264 and 80-096

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 400 YORK BOULEVARD AND 16 MAGILL STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to and to establish special requirements under section 19B of By-law No. 6593 passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 76-233 on the 27th day of July 1976 to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "E" and "H" Districts, in respect of land adjacent to York Street, the extent and boundaries of which are shown on plans thereto annexed as Schedules "A11" and "A13";

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 87-78 on the 31st day of March 1987 to establish special requirements under Section 19B of Zoning By-law No. 6593, for the "E" District, in respect of the land located on the north side of York Boulevard between Magill and Crook Streets, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 77-148 on the 1st day of June 1977, as amended by By-law No. 77-264, passed on the 25th day of October 1977 and as amended by By-law No. 80-096, passed on the 25th day of March 1980, to change the zoning and establish special requirements under Section 19B of Zoning By-law No. 6593, for the "H" District, in respect of the land located at 16 Magill Street, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A";

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. W-11 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "**E**" (Multiple Dwellings, Lodges, Clubs, etc.) District to "**E -'H'**" (Multiple Dwellings, Lodges, Clubs, etc. - Holding) District, the land comprised in Block "1"; and

(b) by changing from "**H**" (Community Shopping and Commercial, etc.) District to "**G-3 - 'H'**" (Public Parking Lots - Holding) District, the land comprised in Block "2",

the extent and boundaries of each of which Blocks "1" and "2" are shown on a plan hereto annexed as Schedule "A".

2. (a) The 'H' symbols referred to in section 1 shall be removed after a plan of condominium has been registered on title to the lands known as 400 York Boulevard (Block "1") and 16 Magill Street (Block "2") and these lands have been included in the description and the declaration for the said condominium to the satisfaction of the Director of Planning and Development and the City Solicitor.

(b) The 'H' symbols shall be removed by amendment to this by-law and the development of the lands referred to in section 1 may at such time proceed in accordance with the "E" District and "G-3" District provisions, subject to the special requirements contained in Sections 3 and 4 of this by-law.

3. The "E" (Multiple Dwellings, Lodges, Clubs, etc.) District provisions, as contained in Section 11 of Zoning By-law No. 6593, as amended By-law No. 87-78, applicable to the lands comprised in Block "1" shown on a plan hereto annexed as Schedule "A", be further modified to include the following variances as special requirements:

(a) notwithstanding clause 1.(d) of By-law No. 87-78, a maximum gross floor area of 2,991.0 square metres (32,196.0 square feet) and a Multiple Dwelling containing thirty-three (33) Class A dwelling units shall be permitted on the subject lands;

(b) notwithstanding clause 1.(e) of By-law No. 87-78, not less than 10% of the lot area shall be provided and maintained as landscaped area;

(c) notwithstanding clause 1.(f) of By-law No. 87-78, a landscaped planting strip having a minimum width of 1.35 metres shall be provided and maintained along each lot line abutting a residential district to the north;

(d) notwithstanding Section 18A of Zoning By-law No. 6593, eighteen (18) parking spaces shall be provided and maintained for a thirty-three (33) unit Multiple Dwelling;

(e) notwithstanding Section 18A (1)(c) of Zoning By-law No. 6593, one (1) loading space at 9.0 x 3.0 x 4.3 metres shall be provided and maintained on Block "1" of the subject lands;

(f) notwithstanding Section 6.(3) of By-law No. 76-233, planters, air conditioners and ornamental iron railings may project not more than 1.5 metres within the front yard.

4. The "G-3" (Public Parking Lots) District provisions, as contained in Section 13C of Zoning By-law No. 6593, applicable to the lands comprised in Block "2" are amended to the extent only of the special requirements that,

(a) the lands shall be developed and used for parking purposes only in conjunction with 370 York Boulevard and 400 York Boulevard;

(b) notwithstanding Section 18A(1)(f) of Zoning By-law No. 6593, a 5.3 metres minimum required manoeuvring space shall be provided and maintained for each parking space.

5. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "E" District and "G-3" District provisions, subject to the special requirements referred to in sections 3 and 4.

6. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-481d.

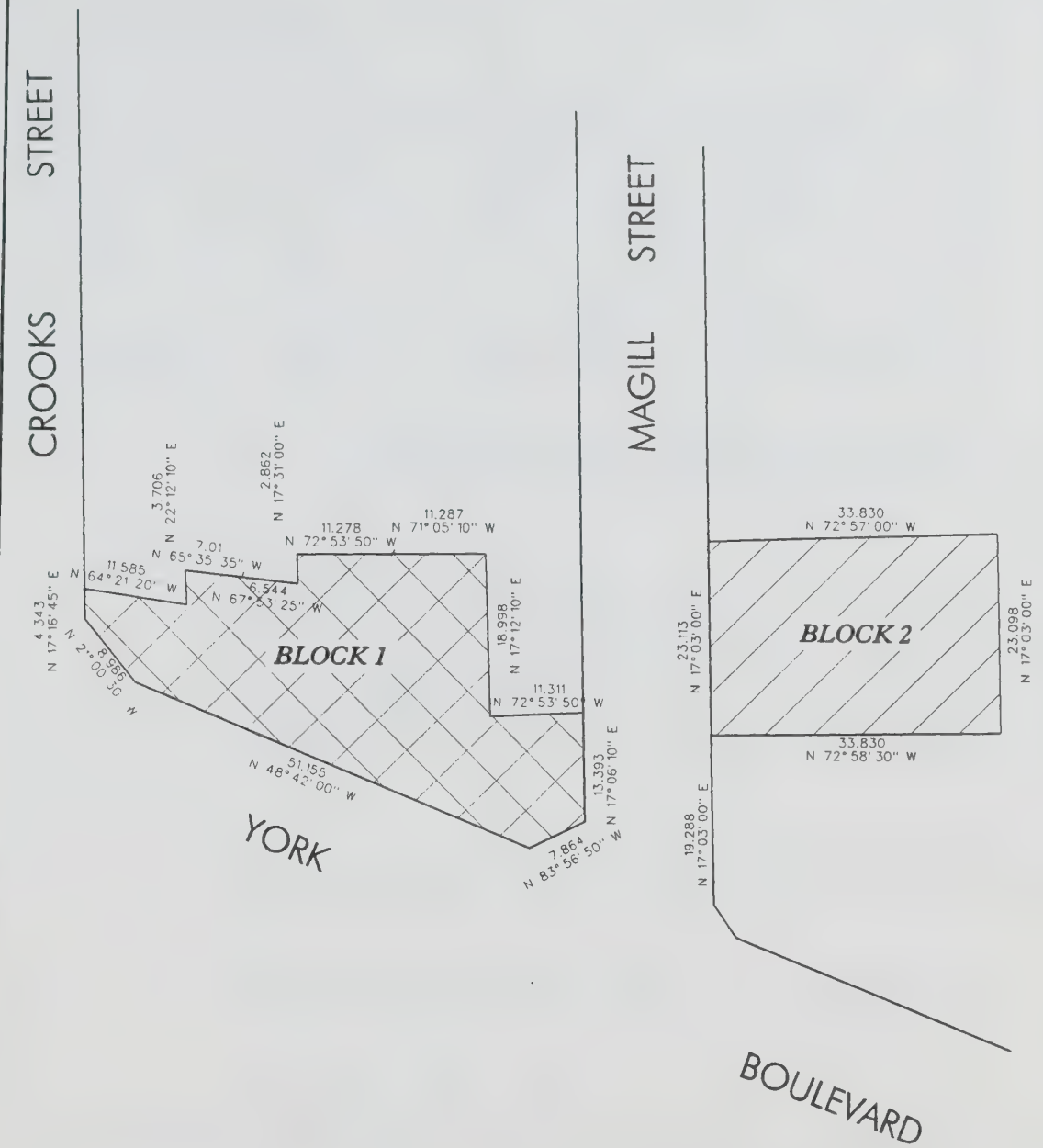
7. Sheet No. W-11 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-481d.

8. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this day of A.D. 1998

CITY CLERK MAYOR

(1998) 8 R.P.D.C. 3, April 28
Luft Enterprises Inc., Owner
ZAC-98-05



NOTE: All dimensions are in metres

This is Schedule "A" to By–Law No. 98–.....
Passed the ..... day of ....., 1998.

..... Clerk

..... Mayor

City of Hamilton

Schedule A

Map Forming Part of
By–Law No. 98–.....
to Amend By–Law No.6593

Planning and Development Department

Legend

Change in Zoning From:

BLK 1 — Further modification to the "E"–'H' (Multiple Dwellings, Lodges, Clubs, etc. – Holding) District.

BLK 2 — "H" (Community shopping and Commercial, etc.) District to "G–3" – 'H' (Public Parking Lots – Holding) District, Modified.

North	Scale	Reference File No.
	Not to Scale	ZAC–98–05
	Date	Drawn By
	MAY 1998	R.L.

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Amend:

By-law No. 87-308
As Amended by By-laws No. 92-079 and 98-118

Respecting:

MEMBERS OF THE BOARD OF MANAGEMENT OF THE BARTON VILLAGE BUSINESS IMPROVEMENT AREA

WHEREAS By-law No. 87-308, passed on the 10th day of November 1987, provided for a Board of Management of the Improvement Area designated by By-law No. 87-178, passed on the 23rd day of June 1987, known as the "Barton General Business Improvement Area", (now known as the "Barton Village Business Improvement Area"), more particularly described in By-law No. 87-178, all in accordance with subsections 217(1) and 217(6) of the Municipal Act, R.S.O. 1980, Chapter 302, (now Section 220(1) and Section 220(6) of the Municipal Act, R.S.O. 1990, Chapter M.45);

AND WHEREAS By-law No. 92-079, passed on the 20th day of March 1992 varied the composition of the Board of Management and provided for an editorial amendment to By-law No. 87-308;

AND WHEREAS By-law No. 98-118, passed on the 14th day of April 1998, varied the composition of the Board of Management;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 5 of the 9th Report of the Planning and Development Committee on the 12th day of May 1998, directed that the composition of the Board of Management be further varied, in accordance with the provisions of Section 220 of the Municipal Act, R.S.O. 1990, as hereinafter provided;

AND WHEREAS it is intended to further vary the composition of the Board of Management.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "A" referred to in clause 2.(a) of By-law No. 87-308, as amended, is repealed and the following substituted therefor:

Alderman B. Morelli
Alderman D. Haining
Alderman A. Horwath
Alderman R. Corsini

2. In all other respects, By-law No. 87-308, as amended, is hereby confirmed, unchanged.

PASSED this day of A.D. 1998

CITY CLERK MAYOR

(1998) 9 R.P.D.C. 5, May 12

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Amend:

Zoning By-law No. 6593

Respecting:

LAND LOCATED AT MUNICIPAL NO. 10 DARTNALL ROAD

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982, as amended by Official Plan Amendment No. 149, proposed by the Council of The Corporation of the City of Hamilton but not yet approved by The Regional Municipality of Hamilton-Wentworth in accordance with the provisions of Sections 4, 17 and 21 of the Planning Act, R.S.O. 1990, Chapater P.13.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "M-13" (Prestige Industrial) District provisions, as contained in Section 17E of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirements that,

(a) notwithstanding Section 17E.(1)(c) of Zoning By-law No. 6593, the following additional uses shall be permitted;

1. Retail/Wholesale of farm and home supplies; and,

2. Lawn and Garden Centre, excluding open stockpiling of fertilizers, soil and soil conditioners; and,

(b) the total floor area used for storage inside shall not exceed 48.0% of a building or structure's gross floor area; and,

(c) notwithstanding Section 17E.(2)(b)(1)(ii) of Zoning By-law No. 6593, the chemical storage shed, existing on the day of passing of this By-law, shall provide a southerly side yard of 4.0 metres minimum; and,

(d) notwithstanding Section 17E.(2)(h)1. of Zoning By-law No. 6593, outside storage shall be permitted in the non-required front yard, provided that it is screened by a chain link fence not less than 1.5 metres in height and not more than 3.0 metres in height; and,

(e) notwithstanding Section 17E.(2)(h)(2) of Zoning By-law No. 6593, every side yard or rear yard that is used for outside storage of any

material or any equipment shall be screened from external view by a chain link fence not less than 1.5 metres in height and not more than 3.0 metres in height, and a landscaped area with a planting strip having a width of not less than 1.2 metres along the side and rear lot lines adjacent to the outside storage area shall be provided and maintained; and,

(f) notwithstanding Section 17E.(2)(h)(4) of Zoning By-law No. 6593, the total area used for storage outside of a building or structure shall not exceed 30% of the lot area subject to the following requirements that:

1. Not more than two percent (2.0%) of the total outside storage area is not required to be screened from external view; and,

2. No stockpile of retail/wholesale farm and home, lawn and garden supplies located in the outside storage area shall exceed a height of 4.0 metres; and,

(g) Section 17E.(2)(i) of Zoning By-law No. 6593 shall not apply.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "M-13" (Prestige Industrial) District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1403.

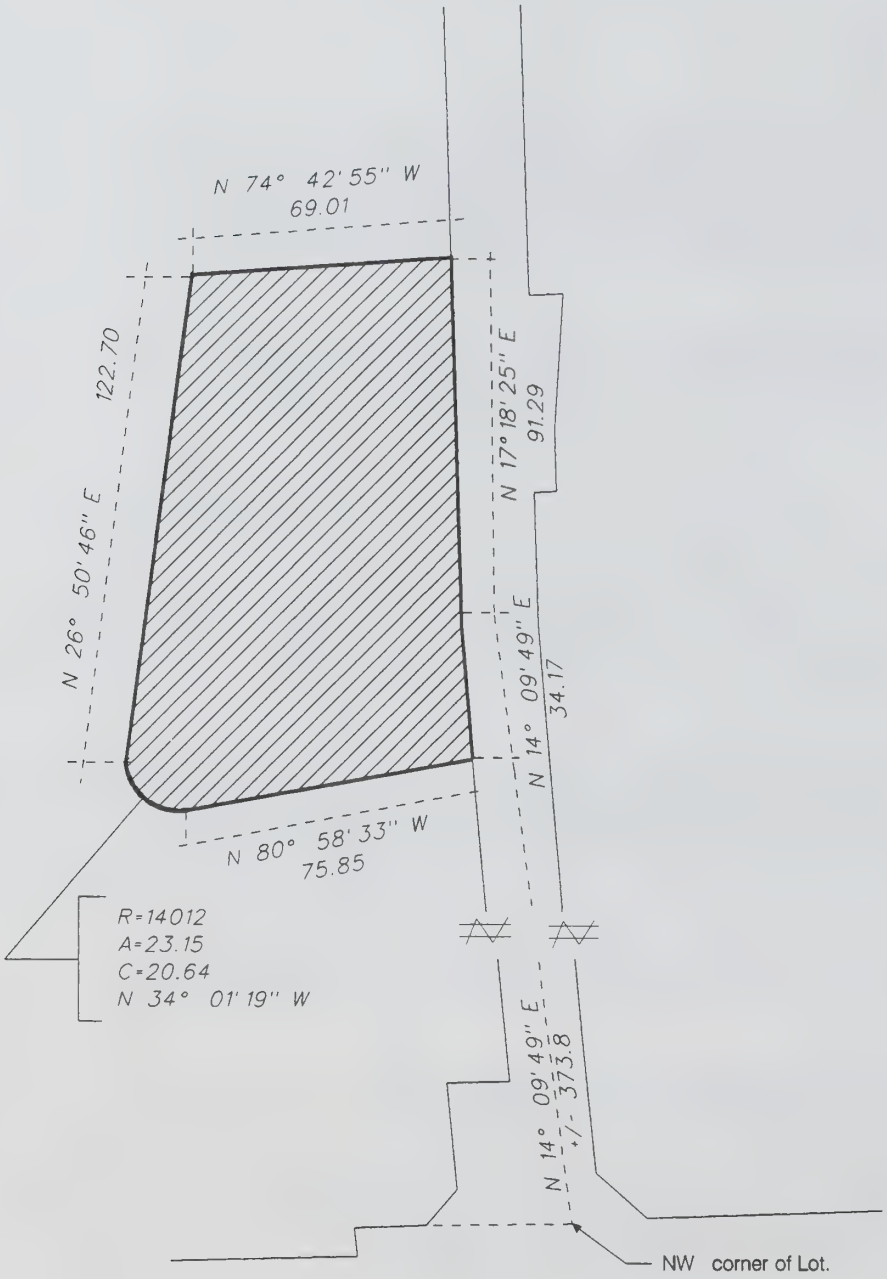
4. Sheet No. E59D of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1403.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this day of A.D. 1998

CITY CLERK MAYOR

(1998) 8 R.P.D.C. 1, April 28
Country Depot, 1023942 Ontario Inc., Owner
Amended ZAC-98-06



NOTE: All dimensions are in metres

This is Schedule "A" to By–Law No. 98–.....
Passed the ..... day of ..... , 1998.

Clerk

Mayor

City of Hamilton

Schedule "A"

Map Forming Part of By–Law No. 98–____

to Amend By–Law No. 6593

Planning and Development Department

Legend

Modification to the established "M–13" (Prestige Industrial) District, Modified

North	Scale	Reference File No.
	NOT TO SCALE	ZAC–98–06
	Date	Drawn By
	May 1998	B. B./J.S

Bill No. D-28

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Amend By-law No. 79-323

As consolidated in By-law No. 93-069

Respecting:

REPEAL OF CARTAGE LICENSING AND FEES

WHEREAS regulation under the Municipal Act, R.S.O. 1990 as amended, has removed the power to licence and regulate cartage businesses and vehicles, and Council deems it expedient to repeal the provisions of By-law No. 79-323 as consolidated in By-law No. 93-069 (The City of Hamilton Licensing Code), respecting cartage vehicle licensing;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That By-law No. 93-069 as amended, is further amended as follows:

(1) Schedule 5 is repealed; and

(2) Section 5 of Schedule 45 is repealed.

2. (1) This by-law comes into force and effect on the date of enactment.

(2) In all other respects By-law No. 93-069 as amended is confirmed without change.

PASSED this day of A.D. 1998.

City Clerk Mayor

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO.98-

TO AUTHORIZE AN EXTENSION AGREEMENT

FOR PAYMENT OF REALTY TAX ARREARS

WHEREAS the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

AND WHEREAS the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

AND WHEREAS, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

AND WHEREAS, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

AND WHEREAS, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

AND WHEREAS the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.

   (b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.

2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

(a) that the Extension Agreement does not reduce the amount of the Cancellation Price.

(b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.

(c) that any person may pay the Cancellation Price at any time.

(d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.

(e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.

3. As also provided in the Municipal Tax Sales Act,

(a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.

(b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this day of 1998, A.D.,

CITY CLERK **MAYOR**

SCHEDULE "A"
EXTENSION AGREEMENTS

1)	PROPERTY ADDRESS	6 DARTNALL RD.
	SERIAL NUMBER	06 05810 2495
	BRIEF LEGAL DESCRIPTION	CON 8 PART LOT 3
	DATE OF REGISTRATION	AUGUST 18, 1997
	TAX ARREARS CERTIFICATE #	LT465902
	REDEMPTION DATE	AUGUST 18, 1998
	TOTAL ARREARS	$67,013.51
2)	PROPERTY ADDRESS	70 NIAGARA
	SERIAL NUMBER	03 02240 2260
	BRIEF LEGAL DESCRIPTION	PLAN 32 PART LOT 92
	DATE OF REGISTRATION	NOVEMBER 12, 1997
	TAX ARREARS CERTIFICATE #	LT478383
	REDEMPTION DATE	NOVEMBER 12, 1998
	TOTAL ARREARS	$5,699.02
3)	PROPERTY ADDRESS	1420 GARTH ST. #36
	SERIAL NUMBER	08 10410 7045
	BRIEF LEGAL DESCRIPTION	WENTWORTH CONDO PLAN 53
	DATE OF REGISTRATION	NOVEMBER 28, 1997
	TAX ARREARS CERTIFICATE #	LT481171
	REDEMPTION DATE	NOVEMBER 28, 1998
	TOTAL ARREARS	$9,232.90
4)	PROPERTY ADDRESS	194 JOHN ST. S.
	SERIAL NUMBER	02 01420 1810
	BRIEF LEGAL DESCRIPTION	PLAN 1431 PART LOT 154
	DATE OF REGISTRATION	AUGUST 8, 1997
	TAX ARREARS CERTIFICATE #	VM239735
	REDEMPTION DATE	AUGUST 8, 1998
	TOTAL ARREARS	$58,905.42

BY-LAW NO. 98 -

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 26th DAY OF MAY, 1998.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 26th day of May 1998

CITY CLERK MAYOR

URBAN/MUNICIPAL
CA4 ON HBL A05
A31
1998

1998 June 26

The Urban/Municipal Collection
2nd Floor
Hamilton Public Library
+ Bill

MEETING OF THE COUNCIL
OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, 1998 June 30
7:30 o'clock p.m.
Council Chambers, City Hall

URBAN MUNICIPAL

JUN 29 1998

GOVERNMENT DOCUMENTS

J. J. Schatz
City Clerk

AGENDA

1. National Anthem

2. Opening Prayer — Father Dimitrios Tzaneters, Panagia Greek Orthodox Church

3. Presentations

Municipal Sr. of the Year Award - Dave Christopherson, M.P.P., to say few words

Certificates of Recognition:

(a) Michael Temperley
Jim Skaratt

(b) Dave Sherlock, General Manager of RaiLink Southern Ontario

(c) Keyin Technical College - Trudy Parsons, Director

(d) Harbour Tower Apartments - Domenic Persechini, Owner

(e) Larry Eccleston, Sun Life Masters' Tennis Champion

(f) Hamilton Seekers Volleyball National Midget Champions

(g) International Childrens' Games

(h) Charlotte Fournier

4. Adoption of the minutes of the meetings held:

(a) 1998 May 21 (two special meetings)
(b) 1998 May 26 (regular meeting)
(c) 1998 May 29 (special meeting)
(d) 1998 June 11 (special meeting)
(e) 1998 June 16 (special meeting)

5. Correspondence.

6. Reports of the Standing Committee:

(a) Transport and Environment Committee
(b) Parks and Recreation Committee
(c) Planning and Development Committee
(d) Finance and Administration Committee
(e) Hamilton-Scourge Steering Committee
(f) Nominating Committee

7. Notices of Motion for next meeting.

8. Appointment of an Acting Mayor for the month of July 1998.

9. Question Period.

10. Adjournment.

MINUTES

Minutes of Committee of the Whole\City Council
Thursday, 1998 May 21
10:15 o'clock a.m.
Room 233, City Hall

The Council met:

Present: Mayor R. Morrow.
Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Eisenberger, Collins, Jackson, Anderson, Kelly, D'Amico, O'Sullivan.

Absent: Alderman B. Charters - City business

Mayor R. M. Morrow called the meeting to order.

* * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Eisenberger that the Report of the Committee of the Whole be considered in Committee of the Whole with Mayor Morrow in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Haining, Wilson, Copps, Eisenberger, Collins, Jackson, Anderson, D'Amico, O'Sullivan. -14.

NAYS: -0. **CARRIED.**

COMMITTEE OF THE WHOLE - THIRTEENTH REPORT
Region of Hamilton-Wentworth - financial assistance
Ontario Court Action 11893\96
Bill E-008

Section 2 Re: Ontario Court Action - Settlement

Recorded vote.

YEAS: Mayor Morrow, Aldermen Caplan, Horwath, Corsini, Haining, Wilson, Eisenberger, Collins, Jackson, Anderson, O'Sullivan. -11.

NAYS: Aldermen Kiss, Copps, D'Amico. -3. **CARRIED.**

* * * *

REPORT OF THE COMMITTEE OF THE WHOLE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Committee of the Whole presents its **THIRTEENTH** Report for 1998 and respectfully recommends:

1. That the City of Hamilton request the Region of Hamilton-Wentworth to pass on any decreased financial requirements on their organization as a result of Provincial payment deferrals or other financial assistance in the form of reduced and/or delayed levy requirements upon the taxpayers of the City of Hamilton and other area municipalities in the Region until such time as the final tax installments can be billed and collected by the area municipalities.

2. That the City resolve Ontario Court (General Division) Action #11893/96 in accordance with the terms agreed upon through Mediation 1998 May 19 and 20 before Mr. Justice White.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Caplan, Horwath, Corsini, Haining, Wilson, Eisenberger, Collins, Jackson, Anderson, O'Sullivan. -11.

NAYS: Aldermen Kiss, Copps, D'Amico. -3. **CARRIED.**

3. That the following Bill be adopted, signed and sealed and enrolled as a By-law:

E-008 By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED

MAYOR ROBERT M. MORROW, CHAIRMAN
COMMITTEE OF THE WHOLE

S. G. Hollowell, Secretary
1998 May 21

Minutes of Committee of the Whole\City Council
Thursday, 1998 May 21
3:15 o'clock p.m.
Room 233, City Hall

The Council met:

Present: Mayor R. Morrow.
Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Eisenberger, Collins, Jackson, Anderson, Kelly, D'Amico, O'Sullivan.

Absent: Alderman B. Charters - City business

Mayor R. M. Morrow called the meeting to order.

* * * * * * * * * * * *

It was moved by Alderman Kiss and seconded by Alderman Caplan that the Report of the Committee of the Whole be considered in Committee of the Whole with Mayor Morrow in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Wilson, Collins, Kelly, D'Amico. -12.

NAYS: -0. **CARRIED.**

COMMITTEE OF THE WHOLE - THIRTEENTH REPORT
Costs related to termination of employees - funding
Bill E-009

It was moved by Alderman Kiss and seconded by Alderman Caplan that the Report of the Committee of the Whole on the Report of the Committee of the Whole, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Wilson, Collins, Kelly, D'Amico, O'Sullivan. -10.

NAYS: -0. **CARRIED.**

* * * * * * * * * * * *

City Council then adjourned at 3:30 o'clock p.m.

* * * * * * * * * * * *

Taken as read and approved.

MAYOR R. MORROW

J. J. Schatz
1998 May 21
JJS/dg

REPORT OF THE COMMITTEE OF THE WHOLE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Committee of the Whole presents its **FOURTEENTH** Report for 1998 and respectfully recommends:

1. That costs related to terminations of employees be funded within the respective department firstly from any available departmental surplus, secondly from any available corporate surplus and finally from any transitional reserve funding provided within the 1998 Current Budget.

2. That the following Bill be adopted, signed and sealed and enrolled as a By-law:

   E-009 By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED

MAYOR ROBERT M. MORROW, CHAIRMAN
COMMITTEE OF THE WHOLE

S. G. Hollowell, Secretary
1998 May 21

Minutes of Hamilton City Council
Tuesday, 1998 May 26
7:30 o'clock p.m.
Council Chamber, City Hall

The Council met:

Present: Mayor Morrow.
Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Eisenberger, Jackson, Charters, Anderson, Kelly, D'Amico, O'Sullivan.

Mayor R. M. Morrow called the meeting to order.

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The National Anthem was played.

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Reverend R. B. Saunders, Burkholder United Church led Council in prayer.

PRESENTATIONS

Mayor R. M. Morrow presented Certificates of Recognition to Teresa Hellings, Amanda Leigh Proulx, winners of the Keep Hamilton Clean Committee - Poster Contest.

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Mayor R. M. Morrow presented Certificates of Recognition to the following former Members of the Mayor's Committee/Advisory Council Against Racism and Discrimination.

Ken Balasubramaniam
Sam Cino
Andrew Finlay
Harpreet Singh Gill
Frederick Loft
Ramzan Manek
Lynda Nielsen
Leslie Pasis
Helen Probert
Robert Westbrook

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Mayor R. M. Morrow presented 1998 Civic Awards to the following for winning the 1998 O.B.A. Basketball Champions.

Team Members

Monika Schmuck	Stephanie Aitken (co-captain)
Jennifer Curtis	Lindsay Gillott
Carla Hudson	Blaize Spironello (co-captain)
Julie Lutz	Clarissa Garrish
Vivian Bakos	Stacey Spree

Coaches
Tom Spironello and John Aitken

* * * * * * * *

Mayor R. M. Morrow presented 1998 Civic Awards to the following Cheerleaders from Westmount Secondary School who won the Ontario Cheerleading Championships.

Team Members

Ashley Accadia	D. J. Bazley	Lisa Birch
Ashley Black	Rachelle Borycki	Andrea Cochrane
Michele Duckett	Stacy Eaton	Kara Hillis
Carrie Leduc	Stephanie Marson	Adrienne McMurray
Dawn Oakes	Kristy Robertson	Crystal Ruff
Maya Safadi	Stephanie Scott	Jennifer St. John
Rachel Toombs	Paula Wilson	

Coaches
Tracey Goodwin and Frank Vurro

ADOPTION OF MINUTES

The minutes of the meetings held: 1998 May 12 (regular meeting) and 1998 May 14 (2 special meetings) were adopted as circulated.

CORRESPONDENCE

1. Application dated 1998 May 12 from J. Arruda, 17 Barton Street East, Hamilton, Ontario for a change in zoning from "AA" (Agricultural) District and "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single Family Detached) District for 349 and 353 Acadia Drive, Hamilton, Ontario.

   Received.

2. Application dated 1998 May 19 from M. Sharma, 6981 Millcreek Dr., Mississauga for a modification to the "C" (Urban Protected Residential, etc.) District for lands located east of Greenhill Avenue and west of Webster Road and north of the existing railway line in the Nash Orchard Heights South Subdivision.

   Received.

3. Letter dated 1998 May 26 from V. Abraham, Director of Local Planning Re: Summer meeting schedule.

   Received.

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It was moved by Alderman Kiss and seconded by Alderman Caplan that the Reports of the Planning and Development Committee, the Finance and Administration Committee, the City of Hamilton Licensing Committee, and the Nominating Committee, be now considered in Committee of the Whole with Alderman Morelli in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. -17.

NAYS: -0. **CARRIED.**

PLANNING & DEVELOPMENT COMMITTEE - TENTH REPORT

Section 1 Re: Policy - Rental Housing Stock

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. -16.

NAYS: Alderman Eisenberger. -1. **CARRIED.**

PLANNING & DEVELOPMENT COMMITTEE - ELEVENTH REPORT

It was moved by Alderman D'Amico and seconded by Alderman Copps that Section 9 of the Eleventh Report of the Planning and Development Committee be amended by adding sub-section (d) as follows:

(d) C-77: A By-law to Adopt Official Plan Amendment No. 149 Respecting Lands Located at 10 Dartnall Road within the Hannon North Neighbourhood.

And, by subsequentley changing sub-section (d) to (e) and renumbering Bill C-77 to C-78 as follows:

(e) C-78: A By-law to amend Zoning By-law No. 6593 Respecting Land Located at Municipal No. 10 Dartnall Road. **CARRIED.**

FINANCE & ADMINISTRATION COMMITTEE - FOURTEENTH REPORT

FINANCE & ADMINISTRATION COMMITTEE - FIFTEENTH REPORT

CITY OF HAMILTON LICENSING COMMITTEE - FOURTH REPORT

NOMINATING COMMITTEE - FIFTH REPORT

RESOLUTIONS

Rule No. 9 Re: By-law to Amend Cemeteries By-law No. 8861: Revised Tariff of Charges.

It was moved by Alderman Kiss and seconded by Alderman Caplan that Rule No. 9 of the City's Procedural By-law 95-167 be invoked for this meeting of City Council in order to permit consideration of a resolution respecting a By-law to amend Cemeteries By-law No. 8861: Revised Tariff of Charges. **CARRIED.**

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Re: Resolution respecting A By-law to Amend Cemeteries By-law No. 8861 Respecting Revised Tariff of Charges.

It was moved by Alderman Kiss and seconded by Alderman Caplan that the following Bill be adopted, signed, sealed and enrolled as a By-law:

A-40: A By-law to Amend Cemeteries By-law No. 8861 Respecting Revised Tariff of Charges. **CARRIED.**

Re: Rule No. 9: Visit of His All Holiness Patriarch Bartholomew I

It was moved by Alderman Caplan and seconded by Alderman Kiss that Rule No. 9 of the City's Procedural By-law be invoked for this meeting of City Council in order to permit consideration of a resolution respecting the visit of His All Holiness Patriarch Bartholomew I to the City of Hamilton on 1998 May 29. **CARRIED.**

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It was moved by Alderman Caplan and seconded by Alderman Kiss

(i) That the Public Works and Traffic Department be authorized to establish a floral garden in an area of the south-west corner of City Hall grounds with the design including the plaque to commemorate the visit of His All Holiness Patriarch Bartholomew I, to the City of Hamilton on 1998 May 29, and;

(ii) That through the Mayor's Office, local church officials be consulted for input on floral material, wording of the plaque and potential financial participation toward capital construction and floral maintenance of the floral garden.

CARRIED.

ACTING MAYOR FOR THE MONTH OF JUNE, 1998

It was moved by Alderman Kiss and seconded by Alderman Copps that Alderman D. Wilson be appointed Acting Mayor for the month of June, 1998. **CARRIED.**

* *

It was moved by Alderman Kiss and seconded by Alderman Caplan that the Report of the Committee of the Whole on the Reports of the Planning and Development Committee, the Finance and Administration Committee, the City of Hamilton Licensing Committee, the Nominating Committee, and resolutions, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. -17.

NAYS: -0. **CARRIED.**

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City Council then adjourned at 8:20 o'clock p.m.

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Taken as read and approved.

MAYOR R. M. MORROW

J. J. Schatz
City Clerk
1998 May 26
JJS/dg

Minutes of Committee of the Whole\City Council
Friday, 1998 May 29
1:45 o'clock p.m.
Room 233, City Hall

The Council met:

Present: Mayor R. Morrow.
Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Wilson, Eisenberger, Collins, Jackson, Charters, Anderson, Kelly, D'Amico.

Absent: Alderman D. Haining - Other business
Alderman G. Copps - Other business
Alderman D. O'Sullivan - Other business

Mayor R. M. Morrow called the meeting to order.

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It was moved by Alderman Wilson and seconded by Alderman Caplan that City Council move into Committee of the Whole to consider resolutions respecting the consolidation of administrative services with Mayor Morrow in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico. -14.

NAYS: -0. **CARRIED.**

RESOLUTIONS
Consolidation of Administrative Services
Bill E-010

Resolution respecting consolidation of the administrations of the City of Hamilton and Regional Municipality of Hamilton-Wentworth.

It was moved by Alderman Wilson and seconded by Alderman Charters that the consolidation of the administrations of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth commence immediately. **CARRIED.**

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Resolution respecting consolidation of administrations.

It was moved by Alderman Wilson and seconded by Alderman Charters:

1. That the position of Chief Administrative Officer of the consolidated administration be filled; and,

2. That the competition be restricted to internal candidates of the Region and City; and,

3. That a selection committee be formed comprised of the Chairman and Vice Chairman of Finance and Administrative Services Committee of the Region, the Chairman and Vice Chairman of the Finance and Administration Committee of the City, the Mayor of the City of Hamilton, and the Regional Chairman; and,

4. That the Selection Committee recommend a candidate of the City and Regional Councils no later than June 30, 1998; and,

5. That an Implementation Committee be created with a mandate to guide the consolidation comprised of an equal number of members from the Councils of the City of Hamilton and the Region of Hamilton-Wentworth. **CARRIED.**

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Resolution respecting Collaborative Agreement

It was moved by Alderman Charters and Alderman Wilson that the Province of Ontario be requested to adopt the Collaborative Agreement for the Municipalities of Hamilton-Wentworth approved, as amended by Regional Council at its special meeting held on Saturday, May 9, 1998, or institute a single tier municipality for Hamilton-Wentworth with representation by population, and that regardless of which model is approved by the Province, that the Province forward the transitional funding immediately. **CARRIED.**

* *

It was moved by Alderman Wilson and seconded by Alderman Caplan that the Report of the Committee of the Whole on resolutions, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Wilson, Eisenberger, Collins, Charters, Jackson, Anderson, Kelly, D'Amico. -14.

NAYS: -0. **CARRIED.**

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City Council then adjourned at 3:30 o'clock p.m.

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Taken as read and approved.

MAYOR R. MORROW

J. J. Schatz
1998 May 29
JJS/dg

Minutes of Committee of the Whole\City Council
Thursday, 1998 June 11
10:45 o'clock a.m.
Hamilton Convention Centre

The Council met:

Present: Mayor R. Morrow.
Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Jackson, Anderson, D'Amico.

Absent: Alderman F. Eisenberger - Vacation
Alderman B. Charters - Vacation
Alderman B. Kelly - Personal Business
Alderman D. O'Sullivan - Other Business

Mayor R. M. Morrow called the meeting to order.

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It was moved by Alderman Anderson and seconded by Alderman Morelli that Section 3 (d) of Procedural By-law 95-167, respecting the provision of 24 hours notice for the calling of a Special Council Meeting, be suspended for this meeting of City Council. **CARRIED.**

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It was moved by Alderman Kiss and seconded by Alderman Morelli that the Report of the Committee of the Whole be considered in Committee of the Whole with Mayor Morrow in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Collins, Jackson, Anderson, D'Amico. -13.

NAYS: -0. **CARRIED.**

COMMITTEE OF THE WHOLE - FIFTEENTH REPORT
Offer to Purchase Agreement - 1063\1071 Barton St. E.
Application - L.A. Bats' Eatery and Sports Bar
Bill E-011

Section 1 Re: Offer to Purchase Agreement - 1063\1071 Barton Street East

Recorded vote.

YEAS: Mayor Morrow, Aldermen Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Collins, Jackson, Anderson, D'Amico. -12.

NAYS: Alderman Kiss. 1. **CARRIED.**

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It was moved by Alderman Kiss and seconded by Alderman Caplan that the Report of the Committee of the Whole on the Report of the Committee of the Whole, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Collins, Jackson, Anderson, D'Amico. -13.

NAYS: -0. **CARRIED.**

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City Council then adjourned at 11:00 o'clock a.m.

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Taken as read and approved.

MAYOR R. MORROW

S. G. Hollowell
Acting City Clerk
1998 June 11
SG/dg

REPORT OF THE COMMITTEE OF THE WHOLE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Committee of the Whole presents its **FIFTEENTH** Report for 1998 and respectfully recommends:

1. (a) That an Offer to Purchase Agreement for 1063/1071 Barton Street East for the price of $129,000, executed by Oakwood Place Inc. (Walter Mack), dated 1998 June 9, and scheduled to close on or before 1998 August 6, be accepted. The said lands being composed of Part of Lots 37 and 38 on Plan 562 and part of Lot 5, Concession 1, in the former Township of Barton, now in the City of Hamilton, Regional Municipality of Hamilton-Wentworth, having a frontage of 26.0 metres (85.31 feet) more or less, along the northern limit of Barton Street East, comprising an area of 2,189.93 square metres (23,573.00 square feet) more or less, having a right-of-way in favour of the subject over the easterly 1.52 metres (5.0 feet) by 67.05 metres (220.0 feet) of the lands lying immediately to the west, and subject to a right-of-way in favour of the lands lying immediately to the west over the westerly 1.52 metres (5.0 feet) of the subject lands, with all structures erected thereon, which lands were vested with the Corporation of the City of Hamilton as a consequence of proceedings under the Municipal Tax Sales Act, R.S.O. 1990, Chapter M.60 as amended. Funds derived from this sale of $129,000, less a commission of $7,740, be credited to Account No. CH 4X501 00102 (Reserve for Property Purchases); and,

   (b) That the required deposit cheque in the amount of $12,000 be held by the City Treasurer pending Council approval; and,

   (c) That upon successful completion of this sale, a real estate commission of $7,740 (6% of the $129,000 sale price, plus GST) be paid to Royal LePage Commercial Inc. (Sales Representative Stephen Green), who acted in this matter; and,

   (d) That the City Clerk be authorized and directed to execute and issue a Certificate of Compliance in the form prescribed pursuant to Section 193 of the Municipal Act incorporating the following:

      (i) that satisfactory notice has been given to the public of the intended sale;

      (ii) that an appraisal of the fair market value of the real property intended to be sold was obtained on 1998 June 10.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Collins, Jackson, Anderson, D'Amico. -12.

NAYS: Alderman Kiss. 1. **CARRIED.**

2. (a) That the Alcohol and Gaming Commission of Ontario be advised that the City of Hamilton is aware of the application by L.A. Bats' Eatery & Sports Bar, 157 Main Street East, for a temporary extension of liquor licence for 1998, from 5:00 p.m. on Saturday June 13 to 2:00 a.m. on Sunday June 14, to host a charity event for the benefit of Mr. Dexter Evelyn and the Lupus Society of Hamilton, and has no objection to the issuance of this licence; and,

(b) That the applicant be granted permission for the sale or consumption of alcoholic beverages within the boundaries of Municipal Parking Facility #07, 171 Main Street East, only in conjunction with aforesaid Charity Event, to take place 1998, June 13 and 14; and,

(c) That the applicant be permitted to temporarily erect and utilize such structures as may be necessary to effect an outdoor patio cafe, occupying approximately 1,500 square feet of the aforesaid municipal parking facility; and,

(d) That all of the above are subject to the Standard Terms and Conditions of the Special Events Guidelines.

3. That the following Bill be adopted, signed and sealed and enrolled as a By-law:

E-011 By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED

MAYOR ROBERT M. MORROW, CHAIRMAN
COMMITTEE OF THE WHOLE

S. G. Hollowell, Acting Secretary
1998 June 11

Minutes of Committee of the Whole\City Council
Tuesday, 1998 June 16
7:30 o'clock p.m.
Room 233, City Hall

The Council met:

Present: Mayor R. Morrow.
Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Wilson, Copps, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan.

Absent: Alderman F. Eisenberger - Vacation

Mayor R. M. Morrow called the meeting to order.

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It was moved by Alderman Kiss and seconded by Alderman Caplan that the Report of the Committee of the Whole and the Finance and Administration Committee be considered in Committee of the Whole with Mayor Morrow in the chair.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. -16.

NAYS: -0. **CARRIED.**

FINANCE AND ADMINISTRATION COMMITTEE - SIXTEENTH REPORT

Corporate Human Resource and Financial Replacement System - Phase II Report
Corporate Human Resource & Financial Information System Implementation System Strategy

Section 1 Re: Corporate Human Resource and Financial Replacement System - Phase II Report

Recorded vote.

YEAS: Aldermen Caplan, Horwath, Corsini, Morelli, Wilson, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. -12.

NAYS: Mayor Morrow, Aldermen Kiss, Haining, Copps. -4. **CARRIED.**

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Section 2 Re: Corporate Human Resource and Financial Information System - Implementation System

Recorded vote.

YEAS: Aldermen Caplan, Horwath, Corsini, Morelli, Wilson, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. -12.

NAYS: Mayor Morrow, Aldermen Kiss, Haining, Copps. -4.

CARRIED.

COMMITTEE OF THE WHOLE - SIXTEENTH REPORT

Purchase Order - Hamilton Museum Of Steam and Technology Conservation Project
Polo's Tap and Grill - Temporary Extension of Liquor Licence
Regional Municipality of Hamilton-Wentworth - assume operating costs
Bill E-012

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It was moved by Alderman Kiss and seconded by Alderman Caplan that the Report of the Committee of the Whole on the Report of the Finance and Administration Committee and the Committee of the Whole, be adopted.

Recorded vote.

YEAS: Mayor Morrow, Aldermen Kiss, Caplan, Horwath, Corsini, Morelli, Haining, Copps, Wilson, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. -16.

NAYS: -0.

CARRIED.

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City Council then adjourned at 7:35 o'clock p.m.

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Taken as read and approved.

MAYOR R. MORROW

J. J. Schatz,
City Clerk
1998 June 16
JJS/dg

REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **SIXTEENTH** Report for 1998 and respectfully recommends:

1. (a) That the Corporate Human Resource and Financial Replacement System - Phase II Report as outlined in Report FIN98029(a), be approved; and,

   (b) That, based on the results of the detailed evaluation in Phase II, PeopleSoft Canada Ltd. be chosen as the City of Hamilton and Regional Municipality of Hamilton-Wentworth's preferred vendor for replacing the existing Human Resources & Financial systems; and,

   (c) That the one-time license fee for the use of the Enterprise Software (as described in Appendix A, attached to Report FIN 98029(a), and including 1st year maintenance) be $1,725,000 plus applicable taxes; and,

   (d) That Influatec Systems Inc. be the approved vendor for the purchase of the Salary Management System module at a one time license fee of $118,000 plus applicable taxes (and including 1st year maintenance fee); and,

   (e) That the City of Hamilton and the Regional Municipality of Hamilton-Wentworth (and any Boards and Commissions governed by the City or Region) enter into licensing contracts with PeopleSoft Canada Ltd. and Influatec Systems Inc., in a form suitable to the Treasurers, Commissioner of Human Resources, Director of Information Systems and Solicitors of both Corporations; and,

   (f) That the Mayor and Clerk of the City of Hamilton and the Chairman and Clerk of the Regional Municipality of Hamilton-Wentworth be authorized and directed to execute the necessary agreements which are being made on behalf of their respective municipalities and on behalf of all their affiliated bodies, such as boards and commissions; and,

   (g) That the annual maintenance fees for the Peoplesoft Enterprise Software of $310,500 per year for years 2 through 5, be pre-paid and charged to the Information Systems' Operating Budget during the years 1999 to 2002.

Recorded vote.

YEAS: Aldermen Caplan, Horwath, Corsini, Morelli, Wilson, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. -12.

NAYS: Mayor Morrow, Aldermen Kiss, Haining, Copps. -4. **CARRIED.**

2. (a) That the Corporate Human Resource and Financial Information System (HR/FIS) Implementation Strategy, as outlined in Report FUB98029(b) be approved; and,

(b) That the PeopleSoft Canada Ltd. Implementation Partner of Price Waterhouse/IBM be retained to provide the prime external resources for implementation assistance and, the Manager of Purchasing issue a Request for Proposal for other external consulting services where required at a total cost not to exceed $1.5 million; and,

(c) That the Mayor and Clerk of the City of Hamilton and the Chairman and Clerk of the Regional Municipality of Hamilton-Wentworth be authorized and directed to execute the necessary agreements which are being made on behalf of their respective municipalities and on behalf all their affiliated bodies, such as Boards and Commissions.

Recorded vote.

YEAS: Aldermen Caplan, Horwath, Corsini, Morelli, Wilson, Collins, Charters, Jackson, Anderson, Kelly, D'Amico, O'Sullivan. -12.

NAYS: Mayor Morrow, Aldermen Kiss, Haining, Copps. -4. **CARRIED.**

Respectfully submitted,

ALDERMAN D. WILSON, CHAIRMAN
FINANCE AND ADMINISTRATION COMMITTEE

Kevin C. Christenson
Acting Secretary
1998 June 16

REPORT OF THE COMMITTEE OF THE WHOLE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Committee of the Whole presents its **SIXTEENTH** Report for 1998 and respectfully recommends:

1. (a) That approval be given to issue a Purchase Order to 818185 Ontario Inc. O/A Robertson Restoration of Brantford, Ontario as the General Contractor to undertake the work in the Hamilton Museum of Steam and Technology conservation project.

   (b) The Purchase Order amount will be ($ 617,000.00) Six Hundred and Seventeen Thousand Dollars which includes ($ 40,369) Forty Thousand and three hundred and sixty nine dollars of applicable GST. and will be financed from Steam Museum Pumphouse Restoration, CF 719241003, Risk Management-Various C&R Facilities, CF 709755034, Barrier Free Access- Rec. Bldgs (M1610103), CF 809453003 and Hamilton Steam and Technology Museum-Operational Improvements, CF 719841057.

   (c) That a contract satisfactory to the City Solicitor be entered into between the City and the Prime Consultant; and,

   (d) That the Mayor and the City Clerk be authorized to execute the contract on behalf of the City; and,

   (e) That the Director of Culture and Recreation be authorized to expend a project contingency of $23,000 for unexpected additional work related to the conservation. This amount is not included in the Purchase Order issued to the Contractor.

2. (a) That the Alcohol and Gaming Commission of Ontario (A.G.C.O.) be advised that the City of Hamilton is aware of the application of Polo's Tap & Grill, 18 Hess Street South for a Temporary Extension of its Liquor Licence in conjunction with the following Festivals being held in Hess Village:

   (i) Molson Rocks the Village - 1998 June 16 - 22

   (ii) Hess Village Performing Arts Festival - July 8 - 20

   (iii) Hess Village Beach Volleyball Festival - July 1 - 5

(b) That the Alcohol and Gaming Commission of Ontario (A.G.C.O.) be further advised that the City has no objection to the issuance of Temporary Extensions of Liquor Licences for the above noted events, on the following conditions:

(i) That the requirements of the Hamilton-Wentworth Regional Police are satisfied; and,

(ii) That the City's Noise Control By-law requirements are followed.

3. That the Council of the Regional Municipality of Hamilton-Wentworth be requested to assume the operating costs for the following activities currently funded by the City of Hamilton:

HECFI	$3,442,140
Library - Special Collections	300,000
Museums:	
a) Operations	1,451,920
b) Workers Arts & Heritage	225,000
Sewer Maintenance Program	164,250
School Crossing Guards	1,257,440
Downtown Parking	565,670
Traffic Islands on Regional Roads	225,000
Ivor Wynne - Net	793,050
Ski hill - Net	268,920
	$8,693,390

4. That the following Bill be adopted, signed and sealed and enrolled as a By-law:

E-012 By-law to Confirm the Proceedings of the Council of the Corporation of the City of Hamilton.

RESPECTFULLY SUBMITTED

MAYOR ROBERT M. MORROW, CHAIRMAN
COMMITTEE OF THE WHOLE

J. J. Schatz, Secretary
1998 June 16

CORRESPONDENCE

Correspondence:

1. Letter dated 1998 May 26 from R. Scott Smith, Secretary to the Board, Hamilton Harbour Commissioners, respecting the Financial Statements of the Hamilton Harbour Commissioners for the year ended December 31, 1997.

   Recommendation: **Refer to Finance and Administration Committee.**

2. Letter dated 1998 June 16 from Greg Ballentine, AVGroup Consulting Services Limited, respecting Draft Airport Master Plan for Hamilton International Airport.

   Recommendation: **Refer to Planning and Development Committee.**

3. Information Report (previously distributed) dated 1998 June 5 from S. G. Hollowell, Acting City Clerk, respecting Appeals to By-law Number 98-091 Respecting Property at 135 Fennell Avenue West.

   Recommendation: **Be Received.**

4. Application dated 1998 May 26 from Hampshire Properties Limited, c/o The Effort Trust Company, 242 Main Street East, Hamilton, Ontario, for a change in zoning from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single Family Detached) District for Block "1" and for a change in zoning from "C" (Urban Protected Residential District to "R-4" (Small Lot Single Family Dwellings) District modified for lands located north of Stone Church Road East and south of Chipman Avenue, Hamilton, Ontario.

   Recommendation: **Be Received.**

5. Application dated 1998 June 2 from Cantrico Investments Limited, 185 Nugent Drive, Hamilton, Ontario, for a further modification to the existing "H" (Community Shopping and Commercial, etc.) District for 1394 Upper Gage Avenue, Hamilton, Ontario.

   Recommendation: **Be Received.**

6. Application dated 1998 June 5 from 723 Rymal Inc., 28 Corinthian Drive, Hamilton, Ontario, for an Official Plan Amendment to establish a Special Policy Area and for a change in zoning from "AA" (Agricultural) District to "DE-3" (Multiple Dwellings) District to permit 24 bungalow townhouse units and a community and residential care access centre containing 26 units for residential care, 26 units for interval care (short term care) and medical and associated commercial offices for lands located at 723 Rymal Road West, Hamilton, Ontario.

   Recommendation: **Be Received.**

605 James St. N.
Hamilton, Ontario, Canada
L8L 1K1

Phone Numbers
Hamilton 905-525-4330
Inwats 1-800-263-2131

Fax Numbers
Administration 905-528-6282
General Office 905-528-6554

1.

The Hamilton Harbour Commissioners

May 26, 1998

OFFICE OF THE CITY CLERK
MAY 26 1998
REC. BY ... DATE ...
REF'D. TO ... DATE ...
REF'D. TO ... DATE ...
REF'D. TO ... DATE ...
ACTION: FOR CITY COUNCIL
CC - CITY TREASURER
CITY SOL
SEC FSA COM

VIA COURIER

Mr. J. Schatz
City Clerk
City of Hamilton
71 Main Street West
Hamilton, Ontario
L8N 3T4

Dear Mr. Schatz,

Enclosed find an original copy of the Financial Statements of the Hamilton Harbour Commissioners for the year ended December 31, 1997 as prepared by the Commissioners' Auditors, Coopers & Lybrand.

Kindly provide written acknowledgement of receipt of these Statements.

Yours very truly,
THE HAMILTON HARBOUR COMMISSIONERS

R. Scott Smith
Secretary to the Board of Commissioners

Encls.
n:finanrss

Copy forwarded to V. Abraham, Director of Planning Dept. - 1998 June 22

AvGroup

2.

June 16, 1998

City Clerk's Office
City of Hamilton
71 Main St. W.
Hamilton, Ontario L8N 3T4

City Clerk's Office

Re: Hamilton International Airport - Draft Airport Master Plan

Please find attached one (1) copy of the Draft Airport Master Plan for Hamilton International Airport. This document is being forwarded to you in order that it may receive formal review from City Council prior to being sent to the Region of Hamilton-Wentworth for approval.

On December 20, 1996, the ownership of Hamilton International Airport was transferred from the Federal Government to the Region of Hamilton-Wentworth. To provide for the effective management of the airport on a day-to-day basis, the Region turned to the private sector. Through a competitive process, TradePort International Corporation was selected to undertake responsibility of the management, operation and financing of the airport. TradePort assumed this responsibility on July 1, 1996.

As part of the agreement with the Region, TradePort was given the responsibility of preparing an Airport Master Plan that would provide a 20 year strategic vision for the airport. TradePort awarded the preparation of this plan to AvGroup Consulting Services Limited, and the process began in early 1997.

The preparation of the master plan has included a public consultation process, and ongoing participation from a project team that was created specifically to review and provide input on the preparation of the plan. The project team's membership included representation from the Region, area municipalities, airport users/stakeholders and public interest groups. A list of the project team members is provided as an attachment to this letter.

Public consultation workshops were held on four occasions during the preparation of the Master Plan. Public workshop dates included: April 3, 1997, September 25, 1997, October 16, 1997 and May 27, 1998.

(Cont..2..)

At the May 27 workshop, the development concept, proposed in the Draft Airport Master Plan, was presented to the public. Members of the project team have also been provided with a preliminary draft of the airport master plan, and their comments have been incorporated into the draft document being provided here.

The approval process agreed to by the Region is that the Draft Airport Master Plan will be submitted to the local municipal councils for their review and comment. Once comments have been received, the Draft Airport Master Plan will then be forwarded to Regional Council for approval. The comments provided from the local municipalities will also be forwarded to the Region at this time. Once approved by Regional Council, a final Airport Master Plan document will be prepared.

In order that we may forward the Draft Airport Master to the Region in early fall of this year, we request that all comments be provided to this office no later than **Monday August 24, 1998**. Once all comments have been received, we will forward copies of these comments to each municipality.

If you have any questions or require additional information, please contact Greg Ballentine at 905 631-7710.

Thank you for your assistance.

Sincerely,

AVGROUP CONSULTING SERVICES LIMITED

Greg Ballentine, OAA

Attachment

Hamilton International Airport - Airport Master Plan
Project Team Members

Mr. David J. Varley	Town of Dundas
Mr. John McCorkindale	County of Brant
Mr. John Robison	Town of Flamborough
Mr. Bruce MacDonald	Town of Haldimand
Mr. Patrick Hennessy	Town of Ancaster
Mr. Bill Marsh	Marsh Bros. Aviation
Mr. Paul Aicken	Nav Canada
Mr. Terry Martin	Nav Canada
Mr. Bill Pearce	Region of Ham. Wentworth
Ms. Heather Doyle	Min. of Transportation
Mr. Ron Marini	City of Stoney Creek
Mayor Glen Etherington	Township of Glanbrook
Mr. Terry Cooke	Region of Ham. Wentworth
Mr. Victor Abraham	City of Hamilton
Mr. Michael Pescod	FedEx
Mr. Geoff Hutchison	Hamilton International Airport
Mr. Barry MacSween	Hamilton International Airport
Mr. Tony Battaglia	TradePort International
Ms. Chris Baird	Night Peace

TRANSPORT & ENVIRONMENT COMMITTEE

REPORT OF THE TRANSPORT AND ENVIRONMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Transport and Environment Committee presents its **EIGHTH** Report for 1998 and respectfully recommends:

1. (a) That City Council enact the by-law to alter the roadway of Albright Road between Quigley Road and Mount Albion Road, for the purpose of implementing an experimental traffic calming plan, by narrowing the pavement from the existing width which varies from 7.9 metres to 13.0 metres to a width varying from 4.9 metres to 13.0 metres; and,

   (b) That the existing all-way stop control at the intersection of Albright Road and Montmorency Drive be removed (in accordance with the installation of a "mini-circle" and corner radius improvements), and that the City Traffic By-law No. 89-72 be amended accordingly; and,

   (c) That staff be directed to report back to the Transport and Environment Committee on the effectiveness of this plan in approximately one year after the implementation of the traffic calming measures.

2. That the appropriate by-law, prepared to the satisfaction of the City Solicitor, to sell a portion of Dulgaren Street as closed by Judge's Order designated as Parts 2, 3 and 4 on Plan 62R-14087 be enacted by Council.

3. That a "Permit Parking" regulation be implemented on a one year trial basis, on the south side of Napier Street between Pearl Street North and a point 191 feet easterly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly.

4. That the existing by-law entry allowing for a "Permit Parking" regulation on the south side of Paul Street commencing at a point 36 feet west of Southview Place and extending to a point 22 feet westerly therefrom be removed, and that the City Traffic By-law No. 89-72 be amended accordingly.

5. That the existing "Permit Parking" regulation on the south side of Mars Avenue commencing at a point 107 feet east of Douglas Street and extending to a point 19 feet easterly therefrom be removed, and that the City Traffic By-law No. 89-72 be amended accordingly.

6. (a) That a "Permit Parking" regulation be implemented on the south side of Picton Street East commencing at a point 286 feet east of Mary Street and extending to a point 24 feet easterly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

   (b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Dwayne Smith, No. 146 Picton Street East.

7. (a) That a "Permit Parking" regulation be implemented on the north side of Land Street commencing at a point 82 feet east of Wentworth Street North and extending to a point 19 feet easterly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

   (b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. David Byron, No. 7 Land Street.

8. That a "Two Hour Parking Time Limit, 24 hours a day, seven days a week" regulation be implemented on the west side of Lottridge Street between Barton Street East and Edward Street, and that the City Traffic By-law No. 89-72 be amended accordingly.

9. That a "One Hour Parking Time Limit, 7:00 a.m. to 4:00 p.m., Monday to Friday" regulation be implemented on the east side of Cranbrook Drive between Greendale Drive and Garrow Drive, and that the City Traffic By-law No. 89-72 be amended accordingly.

10. (a) That a "Permit Parking" regulation be implemented on the east side of Douglas Street commencing at a point 25 feet south of Keith Street and extending to a point 18 feet southerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

    (b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mrs. Alice Thibeault, No. 36 Douglas Street.

11. (a) That a "Permit Parking" regulation be implemented on the north side of Francis Street commencing at a point 175 feet west of Cheever Street and extending to a point 17 feet westerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

    (b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Ms. Dorothy Brimner, No. 63 Francis Street.

12. (a) That a "Permit Parking" regulation be implemented on the north side of Homewood Avenue commencing at a point 410 feet east of Dundurn Street South and extending to a point 18 feet easterly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

    (b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mrs. Phyllis Bendig, No. 184 Homewood Avenue.

13. That a "No Parking, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the north side of Jameston Avenue, commencing at Upper James Street and extending to a point 270 feet westerly therefrom, and on the south side of Jameston Avenue, commencing at Upper James Street and extending to a point 227 feet westerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly.

14. That a "Wheelchair Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the east side of High Street commencing at a point 65 feet north of the north curb line of Sherwood Rise and extending 52 feet northerly, and that the City Traffic By-law No. 89-72 be amended accordingly.

15. That a "No Parking" regulation be implemented on the west side of Montmorency Drive, commencing at a point 79 feet south of Haskins Court and extending to a point 38 feet southerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly.

16. (a) That a "Permit Parking" regulation be implemented on the north side of Vansitmart Avenue commencing at a point 230 feet west of Harmony Avenue and extending to a point 22 feet westerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Ms. Audra Barnes, No. 21 Vansitmart Avenue.

17. That a fulltime "Wheelchair Loading Zone" regulation be implemented on the east side of Ferndale Avenue commencing at a point 121 feet south of Dunkirk Drive and extending to a point 28 feet southerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly.

18. That the existing "Permit Parking" regulation on the south side of Somerset Avenue commencing at a point 139 feet west of Barnesdale Avenue North and extending to a point 24 feet westerly therefrom be removed, and that the City Traffic By-law No. 89-72 be amended accordingly.

19. (a) That a "Permit Parking" regulation be implemented on the east side of East 22nd Street commencing at a point 216 feet south of Concession Street and extending to a point 24 feet southerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Ms. Kelly Ann Barker, No. 9 East 22nd Street.

20. (a) That a "Permit Parking" regulation be implemented on the east side of Arthur Avenue North commencing at a point 120 feet north of King Street East and extending to a point 18 feet northerly therefrom, and on the west side of Arthur Avenue North commencing at a point 116 feet north of King Street East and extending to a point 18 feet northerly therefrom, and that the City Traffic No. 89-72 be amended accordingly; and

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Raymond Frazer, No. 12 Arthur Street North.

21. (a) That a "Permit Parking" regulation be implemented on the north side of Keith Street commencing at a point 164 feet east of Douglas Street and extending to a point 21 feet easterly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Matthew Speare, No. 59 Keith Street.

22. That the existing three hour parking meters on the both sides of Ferguson Avenue North from King Street North to King William Street be replaced with a "No Parking Anytime" regulation and that the City Traffic By-law No. 89-72 be amended accordingly.

23. (a) That the existing "No Stopping Anytime" regulation on the north side of Inverness Avenue from Upper Wellington Street to a point 103 feet easterly therefrom be shortened such that the regulation extends to a point 45 feet east of Upper Wellington Street; and,

(b) That a "One Hour Parking Time Limit, 24 hours a day, seven days a week" regulation be implemented on the north side of Inverness Avenue commencing at a point 45 feet east of Upper Wellington Street and extending to a point 42 feet easterly therefrom; and,

(c) That the City Traffic By-law No. 89-72 be amended accordingly.

24. That the Commissioner of Public Works and Traffic be authorized to issue, upon request, three Time Limit Exemption Permits to each of the first three eligible applicants residing in the apartment building at No. 990 King Street West.

25. (a) That the existing "Permit Parking" regulation on the west side of Hughson Street North between MacAuley Street East and Picton Street East be shortened such that the regulation commences at MacAuley Street East and extends to a point 212 feet southerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly.

(b) That the maximum number of permits allowed to be issued be reduced from 14 to 8.

26. (a) That the existing full-time "No Parking" regulation on both sides of Barton Street West between Locke Street North and Crooks Street be removed; and,

(b) That a full-time "No Stopping" regulation be implemented on the north side of Barton Street West commencing at Locke Street North and extending to a point 105 feet easterly therefrom; and,

(c) That the City Traffic By-law No. 89-72 be amended accordingly.

27. That southbound traffic on Roland Road be required to stop for eastbound and westbound traffic on Claudette Gate, and that the City Traffic By-law No. 89-72 be amended accordingly.

28. That three-way stop control be implemented at the intersection of Hillyard Street and Munroe Street, and that the City Traffic By-law No. 89-72 be amended accordingly.

29. That eastbound traffic on Indian Crescent be required to stop for northbound and southbound traffic on Abbot Drive, and that the City Traffic By-law No. 89-72 be amended accordingly.

30. That four-way stop control be implemented at the intersections of Glenholme Avenue and Lucerne Avenue and Lucerne Avenue and Summerhill Avenue, and that the City Traffic By-law No. 89-72 be amended accordingly.

31. That a purchase order be issued to M & M Painting and Sandblasting, Cayuga, Ontario, for the provision of contractual services for the removal of traffic pavement markings during 1998 as and when required by the Traffic Division of the Public Works and Traffic Department, being the lowest acceptable bid received in accordance with the specifications issued by the Purchasing Division, and that the estimated expenditure of $70,000 be financed through the Traffic Hired Equipment/Services Clearing Contractual Account No. CH56364-75999.

32. That a purchase order be issued to D & D Diamond Cutting and Coring Inc., Wainfleet, Ontario, for the provision of contractual services for slot cutting and traffic signal detection wire installation during 1998, 1999 and 2000, as and when required by the Traffic Division of the Public Works and Traffic Department, being the lowest acceptable bid received in accordance with the specifications issued by the Purchasing Division, and that the estimated expenditure of $75,000 be financed through the Traffic Hired Equipment/Services Clearing Contractual Account No. CH56364-75999.

33. That a full-time "No Stopping" driveway clearance be implemented on the west side of Grandville Avenue, commencing at a point 164 feet south of Violet Drive and extending to a point 122 feet southerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly.

34. That a full-time "Wheelchair Loading Zone" be implemented on the west side of West Avenue South commencing 50 feet south of King Street East and extending to a point 20 feet southerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly.

35. (a) That the Rushdale Neighbourhood be designated as a Neighbourhood Watch Area; and,

(b) That Neighbourhood Watch signs for the Rushdale Neighbourhood be erected and maintained by the Department of Public Works and Traffic, as long as this neighbourhood maintains an active Neighbourhood Watch Program as determined by the Regional Police Department; and,

(c) That the necessary funds be charged to the Neighbourhood Watch Program, Account No. CH55301-75030.

36. That the duration of the existing parking meters on the south side of Duke Street between James Street South and MacNab Street South, be changed from one hour to two hours, and that the City Traffic By-law No. 89-72 be amended accordingly.

37. That the existing "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation on the west side of Lawson Street commencing at a point 203 feet north of Folkstone Avenue and extending 40 feet northerly be replaced with a "Wheelchair Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation and that the City Traffic By-law No. 89-72 be amended accordingly.

38. That a "Wheelchair Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the east side of East 18th Street commencing at a point 226 feet south of Concession Street and extending 40 feet southerly therefrom, and the City Traffic By-law No. 89-72 be amended accordingly.

39. That the application of Creative Arts to temporarily close Longwood Road North, Paradise Road and Bond Street North from King Street West to Princess Point, and the cross streets between Longwood Road and Paradise Road, including Glen Road, Dufferin Street, Edgevale Road, Roanoke Road, Norwood Road, Franklin Avenue, Kenmore Road, Dorset Place, Freeland Court and Desjardins Court, to all but pass holders, residents of the closure area and emergency vehicles, and allow one way access to the parking area at Kay Drage Park from Macklin Street and one way exit from Kay Drage Park from Longwood Road, from Wednesday 1998 July 1 at 9:00 o'clock a.m. to Sunday 1998 July 5 at 12:00 o'clock midnight, to hold the annual Earthsong Festival, be approved, subject to the following conditions:

    (a) That the prior approval of the Chief of Police or his designate be received and that such permits or authorizations as may be required by the Chief of Police or his designate be obtained; and,

    (b) That the applicant provide proof of $5,000,000 public liability insurance naming the Region and the City of Hamilton as an added insured party, with a provision for cross liability and holding the Region and the City of Hamilton harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss; and,

    (c) That all barricading, detour signing and traffic control be subject to the direction of the Chief of Police or his designate; and,

    (d) That all barricading be supplied by and at the expense of the applicant; and,

    (e) That "Temporary Road Closure" signs be installed in advance by the Department of Public Works and Traffic on the affected roadways, if deemed necessary by the Commissioner of Public Works and Traffic; and,

    (f) That the applicant ensure that clean up operations be carried out immediately before the re-opening of the roads to the satisfaction of the City Engineer and at the expense of the event organizer; and,

    (g) That no property owner or resident within the barricaded area be denied access to their property upon request; and,

    (h) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the City Engineer.

40. (a) That the following City land be incorporated into the following streets:

Acadia Drive	Part 7	62R-10529
Brigadoon Drive	Parts 1	62R-14552
Chipman Avenue	Parts 1 and 2	62R-14551
Dicenzo Drive	Part 13	62R-13294
Kirkfield Road	Parcel "G"	R.P. 1013
Matthew Drive	Parts 3 and 4	62R-14441
Windrush Drive	Part 3	62R-14585

(b) That the by-laws to carry out the incorporation of the said land into the foregoing streets be prepared to the satisfaction of the City Solicitor and be enacted by Council; and,

(c) That the City Engineer be authorized and directed to register the by-laws.

41. (a) That the Outdoor Boulevard Cafe Agreement for No. 1 Wilson Street, registered as Instrument No. 498214CD, be discharged; and,

(b) That the Mayor and City Clerk be authorized and directed to execute the discharge documents for the Outdoor Boulevard Cafe Agreement, registered as Instrument No. 498214CD, in a form satisfactory to the Law Department.

42. That the applications to retain inadvertent encroachments at the locations as listed below, be approved during the pleasure of Council, provided:

(a) That the owners enter into agreements satisfactory to the City Solicitor and City Engineer to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss; and,

(b) That the Mayor and City Clerk be authorized to execute the City's standard form of agreement; and,

(c) That the first year fees and subsequent annual fees be set for the encroachments as follows:

Location and Municipal Address	Owner	Type of Encroachment	First Year/ Annual Fee
12 Webber Avenue	N.M. Afonso S.E. Noon	Steps encroaching by 0.26m x 0.91m	$185/20
20 Fairfleigh Avenue North	A. McGuigan	Steps encroaching by 0.70m x 1.50m	$185/20

43. That the application of Mission Services of Hamilton Inc., owner of No. 81 Stuart Street, to maintain a portion of the building measuring 1.60m x 14.70m, two concrete window wells measuring 1.30m x 1.0m and ornamental fence measuring 27.40m x 1.50m in height and landscaping measuring 27.40m x 3.00m, encroaching onto the road allowance of Stuart Street, be approved, subject to the following:

(a) That the owner enter into an agreement satisfactory to the City Solicitor and City Engineer to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss; and,

(b) That the Mayor and City Clerk be authorized to execute the City's standard form of agreement; and,

(c) That the applicant pay a first year fee $184 and a subsequent annual fee of $20.

44. (a) That the submitted schedules of works be approved, for inclusion in the Subdivision Agreement with the Owner for the estimated costs of services in:

"James Mount Gardens - Phase 1", Hamilton
City's Share - $ 122,968.13, Owner's Share - $ 191,843.93

"Nash Orchards Heights South - Phase 1", Hamilton
City's Share $ 45,697.80, Owner's Share $1,184,094.64; and,

(b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreement with the Owner of "James Mount Gardens - Phase 1", Hamilton and "Nash Orchards Heights South - Phase 1", Hamilton as well as any other related documents for this subdivision subject to the approval of the City Solicitor; and,

(c) That the approval of the above-noted clauses be subject to the condition that no work be commenced until the Final Plan and Subdivision Agreement has been registered; and,

(d) In the event that the Owner wishes to proceed prior to the registration of the Final Plan and Subdivision Agreement being registered, they should be allowed to do so at their own risk provided that they enter into a standard agreement with the City of Hamilton for pre-servicing; and,

(e) That the City's share of servicing in "James Mount Gardens - Phase 1" subdivision at an estimated cost of $ 122,968.13 and in "Nash Orchards Heights South - Phase 1" subdivision at an estimated amount of $ 45,697.80, respectively, be financed from the Account Centre No. 00107 - Reserve for Services Through Unsubdivided Lands.

45. That the Mayor and City Clerk be authorized and directed to sign the waiver for the approval of the draft plan conditions for, Albion Mills Estates Subdivision, dated 1998 April 30, Regional File No. 25T-97013.

46. (a) That the proposed narrowing of Crockett Street from Upper Gage Avenue to East 31st Street from the existing width of 15.2m to 12.2m as shown on Appendix "A", attached hereto, be advertised under Section 300 of the Municipal Act being Chapter M.45 of the Revised Statutes of Ontario 1990; and,

(b) That the Commissioner of Public Works and Traffic prepare the necessary by-law in a form satisfactory to the City Solicitor and advertised by the City Clerk.

47. (a) (i) That the lands being Part of No. 1477 Upper James, being Parts 2 and 3, Plan 62R-12821, be declared surplus to the requirements of the City in accordance with Real Property Sales Procedural By-law No. 95-049; and,

(ii) That the City Clerk be authorized and directed to sell the subject property in accordance with the Real Property Sales Procedural By-law; and,

(b) (i) That an Offer to Purchase Parts 2 and 3, Plan 62R-12821 for the price of $2, executed by 900074 Ontario Inc. (Gordon Albini, Authorized Signing Officer), dated 1998 June 10 be accepted. The said transaction is scheduled to close on 1998 July 8. Funds derived from this sale be credited to Account No. CH4X501 00102 (Reserve for Property Purchases (Sales)); and,

(ii) That the City Solicitor be authorized and directed to prepare the necessary transfer documents; and,

(iii) That the Purchaser acknowledges and agrees that Parts 2 and 3, Plan 62R-12821 shall not form part of any proposed land development until the registration on title of a Subdivision Agreement encompassing the said Parts 2 and 3 in accordance with the City's subdivision requirements at that time; and,

(iv) That the Purchaser also acknowledges and agrees that the City is conveying the herein described lands to 900074 Ontario Inc. to be laid out as a Public Highway and associated 1 foot reserve by a Plan of Subdivision prepared by the Purchaser known as James Mount Gardens - Phase 1 and said plan to be registered on or before 1998 July 23; and,

(v) That the City Clerk be authorized and directed to execute and issue a Certificate of Compliance in the form prescribed pursuant to Section 193 of the Municipal Act incorporating the following:

(1) satisfactory notice has been given to the public of the intended sale; and,

(2) no appraisal of fair market value of the real property intended to be sold has been obtained as lands not having direct access to a highway if sold to the owner of the abutting land are exempt from the appraisal requirement of Section 193 of the Municipal Act; and,

(c) That the City Clerk be directed to publish a notice pursuant to Section 301 of the Municipal Act, R.S.O. 1990, of the City's intention to pass the by-law.

48. (a) That the West Central Branch of the Ontario Ministry of the Environment (MOE) be advised that the City of Hamilton objects to the proposed Amendment to Certificate of Approval No. A100130, Canadian Waste Services Inc., No. 245 Lottridge Street; and,

(b) That the West Central Branch of the Ontario Ministry of the Environment (MOE) be advised that the City of Hamilton is concerned about the operational practices and procedures of Canadian Waste Services Inc. at their facility located at No. 245 Lottridge Street and the impacts on the adjacent neighbourhood and recommends the following:

(i) That the Company be required to make all reasonable effort to ensure all incoming and outgoing truck vehicles to and from the site will be directed to access and exit the site exclusively from Landsdowne Avenue or from the northerly portion of Lottridge Street, north of the east-west CNR tracks; and,

(ii) That the Company be required to ensure that an appropriate waste deodorizer be applied on all waste piles, regardless of the presence of odours, at a minimum at the end of every day and on a more frequent basis during the day as climatic conditions dictate; and,

(iii) That the Company be required to ensure that at all times rodent traps/bait locations are established on the site and are fully operational on a continuing basis; and,

(iv) That the appropriate MOE staff review the current dollar value of the Financial Assurance posted by Canadian Waste Services Inc. with the Ministry of the Environment ($95,000) to ensure that the Financial Assurance covers the costs associated with:

(1) hauling, treating and disposing of the waste materials; and,
(2) dismantling and disposal of equipment or other facilities; and,
(3) excavation and disposal of contaminated soil, if necessary; and,
(4) site rehabilitation; and,

(c) That staff of the By-law Services Section of the Department of Public Works and Traffic undertake a regular and on-going review of the waste management operation at No. 245 Lottridge Street and issue appropriate charges upon violations, particularly in regard to litter and mud-tracking of vehicles onto public streets; and,

(d) That the West Central Branch of the Ontario Ministry of the Environment (MOE) be advised that the City of Hamilton is concerned about the inability of the Ministry to enforce its regulations and conditions relating to its Certificates of Approval.

49. (a) That the Commissioner of Public Works and Traffic prepare proposals to address the periodic flooding of streets on Hamilton Beach adjacent to the QEW for the consideration of the Transport and Environment Committee and inclusion in the 1999 Capital Budget deliberations; and,

(b) That the Commissioner of Public Works and Traffic initiate discussions with the Ministry of Transportation and the Region of Hamilton-Wentworth to determine the potential and scope of the Ministry's and Region's participation in the recommended solution for the periodic flooding of beach strip roads adjacent to the QEW.

50. That the Commissioner of Public Works and Traffic be authorized to investigate the use of alternative methods of weed control in hard surface areas specifically "hot steam" and "Fire" in combination with the current traffic island herbicide spray program.

51. (a) That the Commissioner of the Public Works and Traffic Department be authorized to reinstate the road surface of East 31st Street, East 32nd Street and East 33rd Street in asphalt rather than restoring the existing tar and chip surface treatment recognizing that these streets are under partial reconstruction at this time due to sewer and watermain repairs; and,

(b) That all other tar and chip surface treated roads under reconstruction during 1998 be resurfaced using asphalt in lieu, subject to sufficient funding within the scope of each project's reconstruction budget plus the City's current budget allocation for surface treatment; and,

(c) That the Commissioner of the Public Works and Traffic Department report back to the Transport and Environment Committee with a cost benefit analysis and a proposal to address the issue of reinstating all tar and chip surface treated roads over time with asphalt, for inclusion in the 1999 Capital Budget deliberations; and,

(d) That the Commissioner of the Public Works and Traffic Department be authorized and directed to utilize surplus funds in any previous years reconstruction program for rehabilitation of sidewalks and/or roadways on projects where the Region is undertaking sewer or watermain work and the City, due to Capital Budget constraints, has not included sidewalk/roadway rehabilitation in conjunction with Regional works.

52. (a) That purchase orders be issued to the following contractors for a three-year term being the lowest of eight proposals received for Concrete Cutting and Asphalt Planing in accordance with the specifications issued by the Purchasing Division, Treasury Department and the vendors tender.

	1998	1999	2000
1. Bigelow Brothers - Concrete Saw and Operator	73.00	74.00	75.00
2. Battlefield Bobcat- 12" Asphalt Planer and Operator	75.00	85.00	90.00
3. Hard Rock Paving 36"-40" Asphalt Planer and Operator	270.00	275.00	280.00
4. (a) Hard Rock Paving - 7'-8' Asphalt Planer and Operator	324.50	327.00	329.50
(b) Hard Rock Paving - 7'-8' Asphalt Planer with Full Crew	493.00	502.80	512.60

(b) That in the event "emergency back-up" contractors are required, purchase orders be issued to the following contractors for a three-year term, being the second lowest of eight proposals received for Concrete Cutting and Asphalt Planing in accordance with the specifications issued by the Purchasing Division, Treasury Department and vendors tender to the contractors noted in sub-section (a).

		1998	1999	2000
1.	Cardi Construction - Concrete Saw and Operator	79.00	84.00	88.00
2.	Economy Paving 12" Asphalt Planer and Operator	125.00	125.00	125.00
3.	Battlefield Bobcat 36"-40" Asphalt Planer & Operator	290.00	300.00	310.00

4. (a) Stephens & Rankin 7'-8' Asphalt Planer & Operator	535.00	545.00	565.00

*Note: Prices include P.S.T. G.S.T. is extra.

(c) That the Commissioner of the Public Works and Traffic Department report back to the Transport and Environment Committee with a cost benefit analysis and a proposal to address the issue of reinstating all tar and chip surface treated roads over time with asphalt, for inclusion in the 1999 Capital Budget deliberations.

53. (a) That the Commissioner of Public Works and Traffic be authorized and directed to issue a purchase order to Terraprobe Testing Ltd. to provide quality control/quality assurance testing services for hot-in-place asphalt recycling on various streets in 1998; and,

(b) That the cost of this work estimated at $37,500 be financed from the 1998 Road and Sidewalk Improvement Programme.

54. (a) That the practice of the former Hamilton Parking Authority Board of purchasing parking advertising and tickets for community events be discontinued and that all future requests for financial support of community events and organizations be directed to the Finance and Administration Committee in accordance with current City practice; and

(b) That the practice of the former Hamilton Parking Authority Board of exchanging parking privileges in off-street parking lots for parking advertising, season tickets, etc. to various events be continued in accordance with the following conditions; and

(i) That all event tickets be held and made available to members of City Council for charitable purposes only; and

(ii) That tickets not requested by members of Council within 48 hours of the event be forwarded to charitable organizations such as Big Brothers and Big Sisters; and,

(iii) That staff be directed to report to the Transport and Environment Committee annually via an information report advising how and by whom all event tickets were used during the previous year; and

(iv) That the advertising panels at Ivor Wynne Stadium, Copps Coliseum and other facilities be reserved for advertising City sponsored events; and,

(c) That in accordance with sub-section (b) the request of the Hamilton Tiger Cats to provide an advertising panel at Ivor Wynne Stadium ($7,500 value) and season tickets ($3,600 value) in exchange for seven parking spaces ($8,400 value) in the Convention Centre parking facility be approved; and,

(d) That future requests from organizations for the exchange of parking privileges in municipal parking facilities for advertising, season tickets, etc. be brought to the Transport and Environment Committee for approval.

55. (a) That the Ministry of Transportation be asked to reconsider the $9 regulatory user fee for motorists who are convicted for being illegally parked; and,

(b) That should the Ministry of Transportation not reconsider:

(i) That the Ministry of Transportation be requested to provide a detailed explanation outlining the rationale for costs associated with this new $9 regulatory user fee; and,

(ii) That the Ministry of Transportation be requested to delay implementation to allow the municipalities additional preparation time for these changes; and,

(iii) That the City of Hamilton request funding from the Ministry of Transportation to finance the start up costs (unknown at this time) for implementation of the new $9 user fee, the cost of remitting these fees back to the Ministry of Transportation, and associated financial reports to the Ministry of Transportation; and,

(iv) That the Association of Ontario Municipalities and municipalities be advised of the City of Hamilton's position on this matter; and,

(v) That staff be directed to report back to the Transport and Environment Committee once the full cost and staffing implications are known.

(vi) That every effort be made to ensure that motorists who are convicted of parking violations are aware that the $9 regulatory user fee is a Provincial initiative through the Ministry of Transportation.

56. That the School Crossing Guard Service on Main Street West, south of Whitney Avenue (adjacent to White Chapel Cemetery), be discontinued.

57. (a) That the School Crossing Guard temporarily assigned to the intersection of Beryl Avenue and Birchview Drive during the morning and evening periods be assigned on a permanent basis; and,

(b) That a School Crossing Guard be assigned to the intersection of Beechwood Avenue and Sherman Avenue North during the morning and evening periods on a permanent basis; and,

(b) That consideration be given in the 1999 Current Budget deliberations for an expansion package of approximately $8,000, plus administrative costs for a School Crossing Guards at these locations.

58. That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) A-41 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

(b) A-42 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

(c) A-43 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

(d) A-44 A By-law to Alter Albright Road between Quigley Road and Mount Albion Road by Narrowing the Pavement

(e) A-45 A By-law to Sell a Closed Portion of Dulgaren Street from the future east limit of Eaglewood Drive, easterly for approximately 31 meters as closed by Judge's Order LT478474 and designated as Parts 2, 3 & 4 on Plan 62R-14089

(f) A-46 A By-law to Incorporate City Land Designated as Part 7 on Plan 62R-10529 into Acadia Drive

(g) A-47 A By-law to Incorporate City Land Designated as Part 1 on Plan 62R-14552 into Brigadoon Drive

(h) A-48 A By-law to Incorporate City Land Designated as Parts 1 & 2 on Plan 62R-14551 into Chipman Avenue

(i) A-49 A By-law to Incorporate City Land Designated as Part 13 on Plan 62R-13294 into Dicenzo Drive

(j) A-50 A By-law to Incorporate City Land Designated as Parcel "G" on Registered Plan 1013 into Kirkfield Road

(k) A-51 A By-law to Incorporate City Land Designated as Parts 3 & 4 on Plan 62R-14441 into Matthew Drive

(l) A-52 A By-law to Incorporate City Land Designated as Part 3 on Plan 62R-14585 into Windrush Crescent

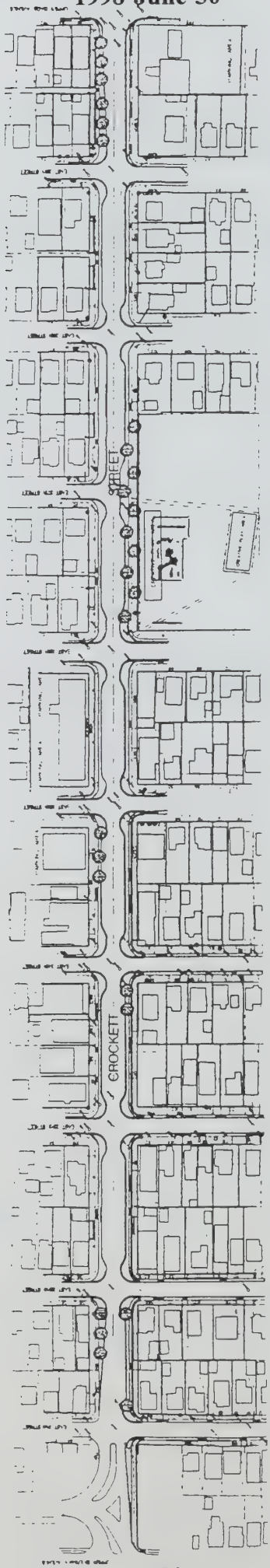
Respectfully Submitted,

ALDERMAN CHAD COLLINS, CHAIRMAN
TRANSPORT AND ENVIRONMENT COMMITTEE

Kevin C. Christenson
Secretary

1998 June 22

Appendix "A" as referred to in Section 46 of the Eighth Report of the Transport and Environment Committee for 1998



Project CROCKETT STREET RECONSTRUCTION

Title PROPOSED ALIGNMENT

City of HAMILTON

PARKS & RECREATION

COMMITTEE

REPORT OF THE PARKS AND RECREATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Parks and Recreation Committee presents its **SEVENTH** Report for 1998 and respectfully recommends:

1. That approval be granted to Big "A" Amusement Ltd. to hold a fundraising Carnival event for the Queenston Parent/Child Drop-In Centre on 1998 July 22 to July 26 from 12:00 o'clock noon to 11:00 o'clock p.m. in Parkdale Park subject to the Standard Terms and Conditions of the Special Events Guidelines.

2. That approval be granted to the North End Children's Centre to locate carnival rides in the south-east corner of Eastwood Park on the occasion of the Rainbow Festival to be held 1998 July 4 and July 5, 10:00 o'clock a.m. to 10:00 o'clock p.m., subject to the Standard Terms and Conditions of the Special Events Guidelines.

3. (a) That the Director of Culture and Recreation be authorized to enter into a licence agreement in a form satisfactory to the City Solicitor for use of space at the Hamilton Scourge Laboratory, located at McMaster University, by an outside Conservator for a period of six months commencing 1998 June 1 on an exchange of services for rent basis; and,

   (b) That the Mayor and the City Clerk be authorized to execute the agreement on behalf of the City.

4. That the Director of Culture and Recreation and the City Solicitor be authorized to renegotiate with the Government of Canada a one year extension on payment terms, item 4(b), of the Cost-Sharing Agreement for the Conservation and Presentation of the Hamilton Waterworks National Historic Site, executed on 1997 March 7.

5. (a) That approval be given to issue a purchase order to Viana Roofing and Sheet Metal LTD. of Toronto, Ontario in the amount of $158,922.82 inclusive of ($10,396.82 GST) for the replacement of the roof at Hill Park Recreation Centre; and,

(b) That this expenditure be financed from the Capital Fund Account - Hill Park Recreation Centre, Mechanical/Electrical Retrofit No. CF319741034.

6. (a) That a purchase order be issued to STF Construction Limited of Hamilton, Ontario for the Barrier Free Design Modifications at both Bennetto Recreation Centre and at Sir Winston Churchill Recreation Centre. The total contract amount will be $110,975 plus construction contingency of $11,500 plus applicable GST of $8,573 plus special provision of $1,080 plus GST of $76 to a total of $132,204; and,

(b) That the work be financed from Barrier Free Access – City Bldgs No. CF809453005; and,

(c) That a contract satisfactory to the City Solicitor be entered into between the City and the Contractor; and,

(d) That the Mayor and the City Clerk be authorized to execute the contract on behalf of the City.

7. (a) That the Mayor and City Clerk be authorized to execute a Financing Agreement in the amount of $32,929.25 with the Glendale Park Association in a form satisfactory to the City Solicitor; and,

(b) That approval be given to issue a purchase order to Arrowhead Construction, Hamilton, Ontario in the amount of $32,929.25 including $5,000 contingency, and $2,154.25 G.S.T. for the construction of the spray pad facility at Glendale Park being the lowest of three (3) tenders received in accordance with specification C16-15-98 issued by the Purchasing Division and vendors tender; and,

(c) That the amount of $32,929.25 for construction of the spray pad facility be funded from the 1998 Park Development and Redevelopment - Capital Account No. CF629854037 and the $900,000 appropriation for this account be increased by $32,929.25 to include this donation.

8. (a) That approval be given to issue a purchase order to Arrowhead Construction, Hamilton, Ontario, in the amount of $55,030.10 including $10,000 contingency, and $3,600.10 G.S.T. for the construction of spray pad facilities at J.C. Beemer and Victoria Parks being the lowest of three (3) tenders received in accordance with specification C16-15-98 issued by the Purchasing Division and vendors tender; and,

   (b) That the amount of $19,452.60 and $35,577.50 for construction of the spray pad facilities at J.C. Beemer and Victoria Parks be funded from the 1997 and Park Development & Redevelopment - Capital Account No. CF629754024 and 1997 Park Development & Redevelopment - Additional - Capital Account No. CF629754025 respectively.

9. (a) That approval be given to issue a purchase order to Arrowhead Construction, Hamilton, Ontario in the amount of $25,359 including $5,000 contingency, and $1,659 G.S.T. for the construction of the spray pad facility at Roxborough Park being the lowest of three (3) tenders received in accordance with specifications C16-15-98 issued by the Purchasing Division and vendors tender; and,

   (b) That the amount of $25,359 for construction of the spray pad facility be funded from the 1998 Park Development and Redevelopment - Capital Account No. CF629854037.

10. That approval be granted to the Commissioner of Public Works and Traffic to plant trees donated through the Sustainable Community Recognition Awards Program and install a plaque of recognition in conjunction with the park development at the CP Lands on Forest Avenue.

11. (a) That the City of Hamilton enter into a Lease Agreement with Malcolm Bethune for farming purposes, to rent 54.29 acres, more or less, of land at the Mount Hamilton Cemetery on Rymal Road East, at an annual rental fee of $1,574.41 ($29 per acre) including estimated realty taxes of $661.39 for 1998, and said revenue be credited to Account No. CH44118 63001 (Rental Cemeteries); and,

   (b) That the Lease commence on 1998 May 1 for a period of three (3) years and terminate on 2001 April 30; and,

   (c) That the City Solicitor be authorized and directed to prepare the necessary Lease Agreement.

12. That the City send a letter to the House of Commons Standing Committee on Canadian Heritage endorsing Heritage Canada's brief entitled "The evolving role of the federal government in support of culture in Canada" dated 1998 March, available for viewing in the Office of the City Clerk, that was submitted to the Standing Committee on Canadian Heritage for consideration as part of its review of the role of the federal government in support of cultural activity in Canada.

13. (a) That approval be given to the Director, Culture and Recreation Department, to deaccession the Northey Manufacturing Company steam duplex pump from the collection of The Hamilton Museum of Steam and Technology; and,

(b) That the deaccessioned steam duplex pump be transferred to Wyndham Court Inc. in Toronto, in accordance with the Museum Collections Management Policy.

14. (a) That approval be given to the action taken by the Director, Culture and Recreation Department, in authorizing the attendance of Hamilton Historical Board Members Joyce Newman and Victoria Reiding at the Association for Living Historical Farms and Agricultural Museums Conference on Monday, 1998 June 22 in Waterloo, Ontario; and,

(b) That the Conference costs in the amount of $260 be financed through the Legislative Travel Account No. CH55201 10010.

15. (a) That Hamilton Historical Board Members Carolyn McCann and Michael Murkovich be authorized to attend the 1998 Ontario Museum Association Conference to be held in Kingston, Ontario, from 1998 August 20-22; and,

(b) That the Conference costs in the estimated amount of $800 be financed through the Legislative Travel Account No. CH55201 10010.

16. (a) That the Director of Culture and Recreation be authorized and directed to secure the services of a Forensic Building Construction Auditing firm, to review the construction and current state of the Chedoke Twin Pad Arena facility for the purposes of assessing possible redress for remedial works effected to the Arena facility; and,

(b) That upon determination of cost, not to exceed $20,000, the Finance and Administration Committee be requested to identify a method of financing these services; and,

(c) That upon conclusion of this Forensic Building analysis, the City Solicitor be authorized and directed to report back to the Parks and Recreation Committee on the advisability of commencing legal action.

Respectfully Submitted,

ALDERMAN B. MORELLI, CHAIRMAN
PARKS AND RECREATION COMMITTEE

Kevin C. Christenson
Secretary

1998 June 22

PLANNING & DEVELOPMENT

COMMITTEE

REPORT OF THE PLANNING AND DEVELOPMENT COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Planning and Development Committee presents its **THIRTEENTH** Report for 1998 and respectfully recommends:

1. A. That approval be given to Zoning Application 98-15, Amended Subdivision Application SA-89-04, (Regional File 25T-89002(R)), J. Zaborsky, owner, to establish a draft plan of subdivision "Annabelle Place", for lands located north of Stone Church Road West, west of West Fifth Street, as shown on the attached map marked as Appendix "A", subject to the following conditions:

   (i) That this approval apply to the plan, prepared by B. J. Clarke, O.L.S., dated April 1, 1998, as red line revised, showing 7 lots for single detached dwellings, future extension of Annabelle Street, two blocks for development with adjacent lands to the south and two blocks for a 0.3 m reserve as shown on the attached map marked as Appendix "B"; and,

   (ii) That 2m by 2m daylight triangles be established on Lots 7 and 8 at the inside corner of the L-shape bends on Street "A"; and,

   (iii) That the Owner pay the outstanding servicing costs on Annabelle Street to the City of Hamilton; and,

   (iv) That the Owner acquire the 0.30m reserves shown as Parts 2 and 3 on Reference Plan 62R-14047 from the City of Hamilton; and,

   (v) That the Owner show Blocks 10 and 11 on the draft plan as solid lines and establish as 0.30m reserves; and,

   (vi) That the owner not require the issuance of a Building Permit for Block 8 until appropriate land assembly to the south has taken place; and,

   (vii) That Blocks 8 and 9 be developed in conjunction with the abutting lands to the south; and,

   (viii) That the final plan conform with the Zoning By-law approved under the Planning Act; and,

(ix) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and block and the gross area of the Subdivision in the Final Plan; and,

(x) That the owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton as provided for under Section 51 of the Planning Act; and,

(xi) That the owner erect a sign in accordance with Section XI of the subsequent Subdivision Agreement, prior to the issuance of a final release by the City of Hamilton; and,

(xii) That the streets be named to the satisfaction of the City of Hamilton; and,

(xiii) That the streets be dedicated to the City of Hamilton as public highways in the Final Plan; and,

(xiv) That the owner prepare and submit, to the satisfaction of the Director of Planning and Development, a municipal street numbering plan; and,

(xv) That such easements as may be required for utility or drainage purposes be granted to the appropriate authority; and,

(xvi) That prior to development, the Owner prepare and implement an erosion and sediment control plan to the satisfaction of the City of Hamilton and Hamilton Region Conservation Authority and that said plan comply with the following requirements:

(1) That all erosion and sediment control measures be installed prior to development, and maintained throughout the construction process, until all disturbed areas have been revegetated; and,

(2) That the Owner provide an inspection report prepared by a qualified professional engineer of all erosion and sediment control measure after each rain fall to the satisfaction of the Senior Director, Roads Department; and,

(3) That any disturbed area not scheduled for further construction within 45 days be provided with a suitable temporary mulch and seed cover within 7 days of the completion of that particular phase of construction; and,

(4) That all disturbed areas be revegetated with permanent cover immediately following completion of construction; and,

(xvii) That the Owner be required to enter into a modified subdivision agreement with the City of Hamilton prior to development of any portion of these lands; and,

(xviii) That the applicant/owner agree in writing, to satisfy all the requirements, financial and otherwise, of the City of Hamilton prior to development of any part of these lands; and,

(b) That the Subdivision Agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Regional Municipality of Hamilton-Wentworth with respect to this application (SA-89-04/25T-89002), "Annabelle Place" proposed draft plan of subdivision, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council; and,

(c) That the City Clerk be directed to advise the Regional Commissioner of Environment of Council's decision.

B. That approval be given to Zoning Application ZAC-98-15, J. Zaborsky, owner, requesting a change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District, for lands located north of Stone Church Road West, west of West Fifth Street, to permit the development of three (3) single family dwellings in conjunction with adjoining lands, as shown on the attached map marked as Appendix "A" on the following basis:

(a) That the lands be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District; and,

(b) That the Director of Planning and Development be directed to prepare a By-law, in a form satisfactory to the City Solicitor, to amend Zoning By-law No. 6593, and Zoning District Map W-9C for presentation to City Council; and,

(c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area.

2.A. (a) That approval be given to Revised Subdivision Application 98-01 (Regional File No. 25T-98003), Valery Construction Company Limited, owner, to establish a draft plan of subdivision "Woodland Meadows", for lands east of West 5th Street and north of Stone Church Road West, comprising of 18 lots for single family dwellings, 8 lots for semi-detached dwellings, 5 blocks for street townhouses, 1 block being a 0.30 m reserve, 1 block for road widening purposes and 2 streets identified as Streets "A" and "B", as shown on the attached map marked as Appendix "C", subject to the following conditions:

(i) That this approval apply to the plan, as revised in red, prepared by Planning and Engineering Initiatives Ltd. and certified by J.P. Wooley, O.L.S. dated March 10, 1998, showing 18 lots for single detached dwellings, 8 lots for semi-detached dwellings, 5 blocks for townhouse units, 1 block being a 0.30 m reserve, 1 block for road widening purposes and 2 streets identified as Streets "A" and "B", attached as Appendix "D"; and,

(ii) That the proposed streets be named from the City of Hamilton reserved street name list to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth; and,

(iii) That the owner prepare and submit, to the satisfaction of the Director of Planning and Development, a municipal street numbering plan; and,

(iv) That the final plan conform with the Zoning By-law approved under the Planning Act; and,

(v) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and block and the gross area of the subdivision in the final plan; and,

(vi) That the owner shall erect a sign in accordance with Section XI of the subsequent agreement, prior to the issuance of a final release by the City of Hamilton; and,

(vii) That the Owner make a cash payment in lieu of the conveyance of 5% of the land included in the plan to the City of Hamilton for park purposes; and,

(viii) That the Owner satisfy the following conditions to the satisfaction of the Hamilton Region Conservation Authority and the Manager, Development Engineering, Regional Environment Department:

1. That the Owner prepare and implement an erosion and sediment control plan for the subject property. The approved plan should include the following requirements and notes:

    a. All erosion and sediment control measures shall be installed prior to development, and maintained throughout the construction process, until all disturbed areas have been revegetated; and,

b. All erosion and sediment control measures shall be inspected after each rainfall and maintained to the satisfaction of the Authority Engineer; and,

c. Any disturbed area not scheduled for further construction within 45 days shall be provided with a suitable temporary mulch and seed cover within 7 days of the completion of that particular phase of construction; and,

d. All disturbed areas shall be revegetated with permanent cover immediately following completion of construction.

2. That the requirements of the approved erosion and sediment control plan be included within the Subdivision Agreement for this property; and,

(ix) That the 5.18m road widening on West 5th Street, shown as Block 33, be dedicated to the Region of Hamilton-Wentworth for road widening purposes on the final plan; and,

(x) That Block 32 be removed and established as Street "A" on the final plan; and,

(xi) That the Owner agree to include the following clause in a registered portion of the subdivision agreement, to be registered on title of all lots within the plan of subdivision abutting West 5th Street and that the owner ensure that warning clauses are included on all offers of purchase and sale and reservation agreements to the satisfaction of the Director of Planning and Development and the City Solicitor:

Purchasers are advised that noise levels originating from West 5th Street may become of concern, occasionally interfering with some activities of the occupant.

(xii) That the Owner agree to include the following clause in a registered portion of the subdivision agreement, to be registered on title of all Lots and Blocks within the subdivision and that the owner ensure that warning clauses are included on all offers of purchase and sale and reservation agreements to the satisfaction of the Director of Planning and Development and the City Solicitor:

Purchasers are advised that Street "A", between Street "B" and West 5th Street, may be closed to vehicular traffic at

some future date when Picino Street is constructed to the north. Street "A" will be retained as a public walkway.

(xiii) That a 1m by 1m daylight triangle road widening be established at the intersection of the "public street" and West 5th Street from Lot 1; and,

(xiv) That a minimum 4m by 4m daylight triangle road widening be established on Lot 15 and 26 at the L-shape bend in the road on Street "A" and Street "B" to accommodate the off tracking of vehicles through the 90 degree bend in the 18.0m road allowance; and,

(xv) That a 2m by 2m daylight triangle be established at the corner of Street "B" and the "public street" to West 5th Street from Block 14; and,

(xvi) That prior to the final approval of 18m road rights-of-ways for the new "public street" to West 5th Street and Streets "A" and "B", the applicant/owner must provide written confirmation from all the respective Utility Companies that their facilities can be accommodated within the 18m right-of-way while still maintaining the standard municipal roadway cross section and municipal sidewalk locations. The owner will provide and pay for permanent conduit as required for various utilities due to the reduced road allowance width; and,

(xvii) That the owner be required to pay for the entire construction of Street "A" from West 5th Street easterly; and,

(xviii) The outside corner street radius on Street "A" should be decreased from 21.5m to 15m; and,

(xix) That the applicant/owner provide the future replacement of Street "A" from Street "B" to West 5th Street with a walkway. This includes curb/street removal, landscaping and the curb alterations required at the intersections of Street "B" and Street "A" and Street "A" and West Fifth Street; and,

(xx) That the owner establish and convey a .30m reserve, shown as Block 32, along the south side of Street "A" to the City of Hamilton on the final plan for the purposes of access control; and,

(xxi) That the Owner provide and implement a Landscape and Tree Preservation Plan to the satisfaction of the Commissioner, Regional Environment Department; and,

(xxii) That the owner grant the City temporary right-of-way over Lots 9, 20, 21 and 31 in order to construct the standard 9m radius turning circles and provide a minimum of 6m behind the turning circle for snow storage, the construction of temporary drainage facilities and the temporary location of Utilities, as required; and,

(xxiii) That the owner agree not to request Building Permits for Lots 9, 20, 21 and 31 until such time as the temporary cul-de-sacs have been removed and a permanent street has been constructed adjacent to these lots to the satisfaction of the City of Hamilton; and,

(xxiv) That the Owner agree in writing to satisfy all requirements, financial and otherwise, of the City of Hamilton prior to development of any portion of these lands; and,

(b) That the Subdivision Agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Regional Municipality of Hamilton-Wentworth with respect to this application (25T-98003), Valery Construction Company Ltd., owner, proposed draft plan of subdivision, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council; and,

(c) That the City Clerk be directed to advise the Regional Commissioner of Environment of Council's decision.

B. That approval be given to Amended Zoning Application 98-13, Valery Construction Company Limited, owner, for changes in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District (Block "1") and from "AA" (Agricultural) District to "D" (Urban Protected Residential - One and Two Family, etc.) District (Block "2") for lands located east of West 5th Street and north of Stone Church Road West, as shown on the attached map marked as Appendix "C", on the following basis:

(a) That Block "1" be rezoned from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District; and,

(b) That Block "2" be rezoned from "AA" (Agricultural) District to "D" (Urban Protected Residential - One and Two Family, etc.) District; and,

(c) That the "D" (Urban Protected Residential - One and Two Family District, etc.) District regulations, as contained in Section 10. of Zoning By-law No. 6593, applicable to Block "2", be modified to include the following variances as special requirements:

(i) That notwithstanding Section 10.(1) of Zoning By-law No. 6593, only the following uses shall be permitted:

1. not less than 10 single family dwellings; and,

2. not more that 8 two-family dwellings; and,

3. not more than 16 street townhouse dwelling units subject to the "RT-30" District provisions of Section 10F.

(ii) That notwithstanding Section 10.(3)(i) of Zoning By-law No. 6593, the following shall apply:

1) A front yard having a depth of not less than 4.5 m to the main wall of the dwelling shall be provided and maintained; and,

2) A front yard having a depth of not less than 6.0 m to the garage or carport shall be provided and maintained; and,

(iii) That notwithstanding Section 10F.(9) of Zoning By-law No. 6593, for a townhouse dwelling not more than four single family dwelling units shall be attached in a continuous row; and,

(iv) That notwithstanding Section 10F.(4)(a) of Zoning By-law No. 6593, the following shall apply:

1) A front yard having a depth of not less than 4.5 m to the main wall of the dwelling shall be provided and maintained; and,

2) A front yard having a depth of not less than 6.0 m to the garage or carport shall be provided and maintained; and,

(d) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S - 1406, and that the Block "2" on Zoning District Map W-9C be notated S - 1406; and,

(e) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-9C for presentation to City Council; and,

(f) That Site Plan Control By-law No. 79-275, as amended by By-law 87-233, be amended by adding the lands identified as Blocks "1" and "2" to Schedule "A", including single family and two family dwellings; and,

(g) That the City Solicitor be directed to prepare a By-law to amend By-law 79-275 to place the lands identified as Blocks "1" and "2", including single family and two family dwellings under Site Plan Control; and,

(h) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area; and,

(i) That upon finalization of the implementing Zoning By-law, the approved Kernighan Neighbourhood Plan be amended to redesignate Blocks "1" and "2" from "Civic & Other Institutional" and "Utilities" to "Single & Double & Attached Housing" Residential and to recognize the road pattern and lotting configuration as shown on the revised draft plan of subdivision. In addition, a notation should be added to the Kernighan Neighbourhood Plan to indicate that Street "A", between Street "B" and West 5th Street, may be closed to vehicular traffic at some future date when Picino Street is constructed to the north. Street "A" will be retained as a public walkway.

3.A. (a) That approval be given to amended Subdivision Application 97-08 (Regional File No. 25T-98001), Visplar Holdings Inc., owner, to establish a draft plan of subdivision "Tiffany Park", on lands located west of Upper Paradise Road and south of Kordun Street in the Falkirk West Neighbourhood, as shown on the attached map marked as Appendix "E", subject to the following conditions:

(i) That this approval apply to the plan, as revised in red, prepared by Wellington Consultants Ltd. and certified by Dan McLaren, O.L.S. of A.T. McLaren Ltd, dated June 11, 1998, showing 51 lots for single detached dwellings, 9 lots for semi-detached dwellings, 1 block for townhouse units, 11 blocks to be developed with the abutting lands for single family dwellings, 3 blocks for 0.30 m reserves, 2 blocks for a temporary sewer easement, 1 block for parkland, 1 block for open space purposes, and 4 streets identified as Streets "A", "B", "C" and "D", attached as Appendix "F"; and,

(ii) That the Owner dedicate Block "72" to the City of Hamilton for park purposes. Block "72" is not to be dedicated to the City of Hamilton until such time as the Owner has carried out an archaeological assessment of the entire development property and the Ministry of Citizenship, Culture & Recreation has confirmed in writing that all archaeological resource concerns have been met with respect to licensing and resource conservation requirements; and,

(iii) That the proposed streets be named from the City of Hamilton reserved street name list to the satisfaction of the City of Hamilton and the Regional Municipality of Hamilton-Wentworth; and,

(iv) That the owner prepare and submit, to the satisfaction of the Director of Planning, a municipal street numbering plan; and,

(v) That the final plan conform with the Zoning By-law approved under the Planning Act; and,

(vi) That the owner provide the City of Hamilton with a certified list showing the net area and width of each lot and the gross area of the subdivision in the final plan; and,

(vii) That the owner shall erect a sign in accordance with Section XI of the subsequent agreement, prior to the issuance of a final release by the City of Hamilton; and,

(viii) That the Owner agree to include the following clauses in the subdivision agreement, and that the warning clauses be registered on title of all lots within the plan of subdivision abutting Upper Paradise Road and that the owner ensure that warning clauses are included on all offers of purchase and sale and reservation agreements to the satisfaction of the Director of Planning and Development and the City Solicitor:

1. *"Purchasers are advised that noise levels originating from Upper Paradise Road may become of concern, occasionally interfering with some activities of the occupant."*

2. *"Purchasers are advised that under the provisions of the Zoning By-law applicable to the subject lands, swimming pools are not permitted."*

(ix) That the Owner agree to include the following clause in the subdivision agreement, and that the warning clause be registered on title of all lots within the plan of subdivision fronting onto Street "C" and that the owner ensure that warning clauses are included on all offers of purchase and sale and reservation agreements to the satisfaction of the Director of Planning and Development and the City Solicitor:

> *"Purchasers are advised that Street 'C' is to be extended southerly to connect with the future street access to Upper Paradise Road"*

(x) That the Owner provide fencing to all residential lots adjacent to the "Tiffany Creek ESA" buffer which incorporates the bicycle path/pedestrian trail to the satisfaction of the Commissioner of the Regional Environment Department, the Manager of Parks, Parks Division, Department of Public Works and Traffic and the Hamilton Region Conservation Authority; and,

(xi) That Block "A" not be registered until such time as the grading plan for the subject lands, including the lands located within the "Tiffany Creek ESA" buffer which incorporates the bicycle path/pedestrian trail, has been approved by the Commissioner of the Regional Environment Department and the Manager of Parks, Parks Division, Department of Public Works and Traffic. Depending on the final grading, the size and shape of Block "61" may be reduced; and,

(xii) That the Owner dedicate Block 73, being the "Tiffany Creek ESA" buffer which incorporates the bicycle path/pedestrian trail, to the City of Hamilton for open space purposes; and,

(xiii) That the right of way of Street "A" be shifted southerly approximately 4 m to ensure that the lane alignment with the school access on the east side of Upper Paradise Road is in accordance with the City of Hamilton standard mid-block collector street cross section. The final alignment will be determined at the Engineering Plan stage and this roadway shift must be to the satisfaction of the Commissioner of Transportation; and,

(xiv) That any works required, as a result of the final engineering design of the intersection of Street "A" and Upper Paradise Road, on lands of the School Board to align and/or widen the access of the School Board to match the mid-block intersection pavement width

on Street "A" are the sole responsibility of the applicant/owner; and,

(xv) The Street "A" be established at a 26 m width road allowance from the widened limits of Upper Paradise Road to 90 m westerly and that the transition points between road allowance width changes be clearly shown so that the north side of the road allowance will have a 3.0 m transition and the south side will have a 1.0 m transition; and,

(xvi) That the applicant must submit a plan showing the lotting and driveway locations for Lots 15 to 19 inclusive and Lots 46 to 49 inclusive and finalize the driveway locations to the satisfaction of the Commissioner of Transportation and the Commissioner of Public Works and Traffic. A covenant must be registered on title for each of Lots 15 to 19 inclusive and Lots 46 to 49 inclusive showing the approved driveway location; and,

(xvii) That a centreline radius on Street "A" of 120 m, adjacent to Lots 29, 35 and 36 should be clearly identified on the plan; and,

(xviii) That 2 m by 2 m road widening daylight triangles be established on the inside of all the L-shape bends in the roadways. These include Block 62, Lot 24 and Lot 28; and,

(xix) That a 12 m by 12 m daylight triangle, established at the widened limits of Street "A" and Upper Paradise Road, be shown as a Block on the final plan and dedicated to the City by Certificate for road widening purposes; and,

(xx) That the phasing of this subdivision be to the satisfaction of the City Engineer. The maximum number of residential units temporarily dependent on a single street access shall not exceed 100 units; and,

(xxi) That the southerly six (6) residential lots (shown as Lots 5 to 10 inclusive) and the temporary sewer easement fronting on Upper Paradise Road not be registered until such time as either Upper Paradise Road is realigned vertically to provide required motorists sight lines to the satisfaction of the Commissioner of Transportation or until such time as the total costs for this vertical realignment of Upper Paradise Road, as noted above, has been secured in an executed subdivision agreement to the satisfaction of the Commissioner, Regional Environment Department; and,

(xxii) That the alignment of the westerly north-south street shown as Street "D" on the plan be to the satisfaction of the Commissioner of Transportation; and,

(xxiii) That the final plan be revised to provide a minimum centreline radius for Street "D" of no less than 250 m adjacent to Lots 34, 25 and 26 to the satisfaction of the Commissioner of Transportation; and,

(xxiv) That Lot 1 must have a minimum frontage of 4.5 m outside of the limits of the 12.0 m by 12.0 m daylight triangle, in order to provide access to Upper Paradise Road; and,

(xxv) That Street "C", Block 61 and Lots 21 to 28 (inclusive) not be registered until the Falkirk West Neighbourhood Plan is amended to indicate a public street connection south of the mid-block collector street southerly to connect with the east-west street shown on lands to the south of this draft plan; and,

(xxvi) That the Owner not require the issuance of Building Permits for those Lots and Blocks for that portion of the temporary sewer easement adjacent to Upper Paradise Road that abut onto the temporary turnaround at the end of Street "C", until such time as Street "C" is extended to connect to a highway to the south of this plan; and,

(xxvii) That the Owner provide a "temporary" turnaround at the south end of Street "C" to the satisfaction of the City Engineer; and,

(xxviii) That the applicant/owner submit a tree preservation plan for all trees within the Upper Paradise Road allowance, as widened. This plan must be prepared by a qualified Arborist or Landscape Architect and must include all existing trees, including caliper and species, and whether the trees will be retained or removed. The costs of any tree removal and replacement are the sole responsibility of the applicant/owner; and,

(xxix) That Blocks 62 to 71, inclusive be developed in conjunction with the abutting lands; and,

(xxx) That the Owner clearly define "Block 73" and its boundaries on the plan to the satisfaction of the Director, Planning and Development Department, the Hamilton Region Conservation

Authority and the Manager, Development Engineering, Regional Environment Department; and,

(xxxi) That the intersection of Street "A" with Streets "C" and "D" intersect at right angles to the satisfaction of Commissioner of Transportation and the Commissioner of Public Works and Traffic; and,

(xxxii) That the Owner satisfy the following conditions to the satisfaction of the Hamilton Region Conservation Authority and the Manager, Development Engineering, Regional Environment Department:

1. That the Owner prepare and implement an erosion and sediment control plan for the subject property. The approved plan should include the following requirements and notes:

   a. The approved erosion and sediment control plan shall show a limit of work fence located approximately 5 metres from the identified edge of the wetland/ESA boundary; and,

   b. All erosion and sediment control measures shall be installed prior to development, and maintained throughout the construction process, until all disturbed areas have been revegetated; and,

   c. All erosion and sediment control measures shall be inspected after each rainfall and a summary inspection report, prepared by a qualified engineer, shall be submitted to the satisfaction of the City Engineer; and,

   d. Any disturbed areas not scheduled for further construction within 45 days shall be provided with a suitable temporary mulch and seed cover within 7 days of the completion of that particular phase of construction; and,

e. All disturbed areas shall be revegetated with permanent cover immediately following completion of construction.

2. That the Owner prepare and implement a detailed grading plan for the subject property to the satisfaction of the Hamilton Region Conservation Authority; and,

3. That the Owner prepare and implement a stormwater management plan for the subject property. The plan shall address water quantity and quality issues and will ensure that post development flows will equal pre-development levels and that current provincial drainage and stormwater management guidelines are implemented; and,

4. That the Owner install a 1.5 metre high continuous chain link fence along the rear property boundary adjacent to the Tiffany Creek wetland/ESA of Block 74 to the satisfaction of the Hamilton Region Conservation Authority; and,

5. That the above noted conditions be included in the Subdivision Agreement for the subject lands; and,

(xxxiii) The owner must enter into a subdivision agreement with the City of Hamilton prior to the development of any portion of these lands; and,

(xxxiv) That the owner agree in writing to satisfy all requirements, financial and otherwise, of the City of Hamilton prior to development of any portion of these lands; and,

(b) That the Subdivision Agreement be entered into by the Corporation of the City of Hamilton and the owner to provide for compliance with the conditions of approval established by the Regional Municipality of Hamilton-Wentworth with respect to this application (25T-98001), Visplar Holdings Inc., owner, proposed draft plan of subdivision, and that the City execute the agreement when the said conditions have been met and the City's share of the cost of installing municipal services has been approved by City Council; and,

(c) That the City Clerk be directed to advise the Regional Commissioner of Environment of Council's decision.

B. That approval be given to Amended Zoning Application ZAC-97-42, Visplar Holdings Inc., owner, for changes in zoning from "AA" (Agricultural) District to "D" (Urban Protected Residential - One and Two Family, etc.) District (Blocks "1", "2", "3", "4"); from "C" (Urban Protected Residential, etc.) District to "D" (Urban Protected Residential - One and Two Family, etc.) District (Block "5") and from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District (Block "6") for lands located west of Upper Paradise Road and south of Kordun Street, known municipally as 1016, 1062 and 1088 Upper Paradise Road, as shown on the attached map marked as Appendix "E", on the following basis:

(a) That Blocks "1", "2", "3" and "4" be rezoned from "AA" (Agricultural) District to "D" (Urban Protected Residential - One and Two Family, etc.) District; and,

(b) That Block "5" be rezoned from "C" (Urban Protected Residential, etc.) District to "D" - 'H' (Urban Protected Residential - One and Two Family, etc. - Holding) District; and,

(c) That Block "6" be rezoned from "AA" (Agricultural) District to "RT-20" (Townhouse - Maisonette) District; and,

(d) That the amending By-law apply the holding provisions of Section 36(1) of the Planning Act, R.S.O. 1990, to Block "5", by introducing the holding symbol 'H' as a suffix to the proposed Zoning District. The holding provision will prohibit the development of the subject lands until such time as Upper Paradise Road has been realigned to the satisfaction of the Commissioner of Transportation.

City Council may remove the 'H' symbol, and thereby give effect to the "D" District provisions as stipulated in the By-law, by enactment of an amending By-law once the condition is fulfilled; and,

(e) That the "D" (Urban Protected Residential - One and Two Family, etc.) District regulations, as contained in Section 10 of Zoning By-law No. 6593, applicable to Block "2", be modified to include the following variance as a special requirement:

That notwithstanding Section 10.(4)(i) of Zoning By-law No. 6593, for a single family dwelling a lot width of at least 11.0 metres and an area of at least 325.0 square metres shall be provided and maintained;

(f) That the "D" (Urban Protected Residential - One and Two Family, etc.) District regulations, as contained in Section 10 of Zoning By-law No. 6593, applicable to Block "3", be modified to include the following variance as a special requirement:

That notwithstanding Section 10.(4)(i) of Zoning By-law No. 6593, for a two family dwelling a lot width of at least 18.0 metres and an area of at least 500.0 square metres shall be provided and maintained;

(g) That the "D" (Urban Protected Residential - One and Two Family, etc.) District regulations, as contained in Section 10 of Zoning By-law No. 6593, applicable to Block "1", "2" and "3", be modified to include the following variances as special requirements:

(i) That notwithstanding Section 10A.(3)(i) of Zoning By-law No. 6593, the following shall apply:

1) A front yard having a depth of not less than 3.0 m to the main wall of the dwelling;

2) A front yard having a depth of not less than 6.0 m to the garage or carport;

(ii) That lot coverage of all buildings and structures shall not exceed 40% of the lot area;

(iii) That lot coverage shall mean the percentage of the lot area covered by a building or buildings including accessory buildings;

(iv) That notwithstanding Section 18.(4) of Zoning By-law No. 6593, a swimming pool shall not be permitted;

(h) That the "D" (Urban Protected Residential - One and Two Family, etc.) District regulations, as contained in Section 10 of Zoning By-law No. 6593, applicable to Block "4" be modified to include the following variances as special requirements;

(i) That notwithstanding Section 10.(4)(i) of Zoning By-law No. 6593, for a single family dwelling a width of at least 12.0 m and a lot area of at least 350.0 square metres shall be provided and maintained;

(ii) That notwithstanding Section 10.(4)(ii) of Zoning By-law No. 6593, for a two family dwelling a lot width of at least 18.0 metres and an area of at least 505.0 square metres shall be provided and maintained;

(i) That the "D" (Urban Protected Residential - One and Two Family, etc.) District regulations, as contained in Section 10 of Zoning By-law No. 6593, applicable to Blocks "4" and "5", be modified to include the following variances as special requirements:

(i) that notwithstanding Section 10.(3)(i) of Zoning By-law No. 6593, a front yard of a depth of at least 4.5 metres shall be provided and maintained;

(ii) a roofed-over porch having a minimum width of 30% of the lot width and a minimum depth of 2.0 m shall be provided and maintained for every single family dwelling and two family dwelling;

(iii) that notwithstanding Section 18.(3)(d) of Zoning By-law No. 6593, a roofed-over porch shall be setback at least 1.0 metres from the front lot line;

(iv) that notwithstanding Section 10.(3)(ii) of Zoning By-law No. 6593, for a single family dwelling one side yard of at least 0.9 metres and one side yard of at least 2.7 metres shall be provided and maintained;

(v) that notwithstanding Section 10.(3)(ii) of Zoning By-law No. 6593, for a two family dwelling a side yard of at least 2.7 metres shall be provided and maintained;

(vi) no single family dwelling shall be situate less than 3.7 metres from a single family dwelling situate on the abutting lot or tract of land, measured between the exterior walls of the building;

(vii) no two family dwelling shall be situate less than 7.4 metres from a single family dwelling or two family dwelling situate on the abutting lot or tract of land, measured between the exterior walls of the building;

(viii) that in addition to the requirements of Section 18A. of Zoning By-law No. 6593, a T-shaped manouvering area shall be provided and maintained in the rear yard for each single family dwelling;

(ix) for every single family dwelling and two family dwelling, one of the required parking spaces shall be provided and maintained in a detached garage;

(x) lot coverage of all buildings and structures shall not exceed 40% of the lot area;

(xi) lot coverage shall mean the percentage of the lot area covered by a building or buildings including accessory buildings;

(xii) that notwithstanding Section 18.(4) of Zoning By-law No. 6593, a swimming pool shall not be permitted;

(j) That the amending by-law be added to Section 19B of Zoning By-law No. 6593 as Schedule S - 1405, and that the Blocks "1", "2", "3", "4" and "5" on Zoning District Map W-37D be notated S - 1405; and,

(k) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-37D for presentation to City Council;

(l) That Site Plan Control By-law No. 79-275, as amended by By-law 87-233, be amended by adding the lands identified as Blocks "1", "4" and "5", including single family and two family dwellings, to Schedule "A";

(m) That the City Solicitor be directed to prepare a By-law to amend By-law 79-275 to place the lands identified as Blocks "1", "4" and "5", including single family and two family dwellings, under Site Plan Control;

(n) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area; and,

(o) That upon finalization of the implementing Zoning By-law, the approved Falkirk West Neighbourhood Plan be amended to redesignate Blocks "1", "2" and "3" from "Single and Double" Residential to "Innovative Housing" and to recognize the road pattern and lotting configuration as shown on the proposed draft plan of subdivision.

4. That approval be given to Zoning Application 98-16, Daniel Ford, owner, for a change in zoning from "G-3" (Public Parking Lots) District to "D" (Urban Protected Residential -One and Two Family Dwellings, etc.) District, for lands located at the rear of No. 27 Albert Street, as shown on the attached map marked as Appendix "G", to permit development of the lands in conjunction with the front portion of No. 27 Albert Street for one single-family dwelling, on the following basis:

(a) That subject lands be rezoned from "G-3" (Public Parking Lots) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District; and,

(b) That the amending Zoning By-law, which has been prepared in a form satisfactory to the City Solicitor, be presented to City Council for adoption; and,

(c) That the proposed change in zoning is in conformity with the Official Plan for the Hamilton Planning Area; and,

(d) That the Approved Blakely Neighbourhood Plan be amended by redesignating the lands at No. 27 Albert Street from "Medium Density Apartments" to "Single and Double Residential", upon finalization of the implementing Zoning By-law.

5. That approval be given to Zoning Application 98-19, Jacinto Arruda, owner, for changes in zoning from "C" (Urban Protected Residential, etc.) District (Block "1") and "AA" (Agricultural) District (Block "2") to "R-4" (Small Lot Single Family Dwelling) District, to permit two small lot detached dwellings, for the lands located at Nos. 349 and 353

Acadia Drive, as shown on the attached map marked as Appendix "H", on the following basis:

(a) That Block "1" be rezoned from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single Family Dwelling) District; and,

(b) That Block "2" be rezoned from "AA" (Agricultural) District to "R-4" (Small Lot Single Family Dwelling) District; and,

(c) That the amending Zoning By-law, which has been prepared in a form satisfactory to the City Solicitor be presented to City Council for adoption; and,

(d) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area.

6. That approval be given to Zoning Application ZAC-98-11, St. Nicholas Ukrainian Catholic Parish, applicant, requesting a modification to the "D" (Urban Protected Residential - One and Two Family Dwelling, etc.) District, to permit the development of a two storey, 36 unit senior citizens multiple dwelling, in conjunction with the existing church and rectory, for property located at 260 Melvin Avenue, as shown on the attached map marked as Appendix "I", on the following basis:

(a) That the "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District, as contained in Section 10 of Zoning By-law No. 6593, applicable to the subject lands, be modified to include the following variances as special requirements:

(i) That notwithstanding Section 4.(3)(a) of Zoning By-law No. 6597, a senior citizens multiple dwelling will be permitted on the same lot as an institutional building; and,

(ii) That notwithstanding Section 10.(1), a two storey senior citizens multiple dwelling, with a maximum of 36 units, including a common dining room and kitchen as accessory uses, shall be permitted in conjunction with an existing church and rectory; and,

(iii) That notwithstanding Section 10.(3)(ii), an easterly side yard of not less than 7.8 m shall be provided and maintained; and,

(iv) That notwithstanding Section 10.(3)(iii), a rear yard depth of not less than 12.8 m shall be provided and maintained; and,

(iv) That notwithstanding Section 18A.(1)(c) of Zoning By-law No. 6593, one loading space of 9.0 m x 3.7 m x 4.3 m shall be provided and maintained; and,

(vi) That notwithstanding Section 18A.(7) of Zoning By-law No. 6593, not more than 46 parking spaces of 2.7 m x 5.5 m shall be permitted on the surface parking area; and,

(vii) That notwithstanding Section 18A.(14g), parking provided and maintained in the required front yard shall be set back not less than 3.0 m from the front lot line; and,

(viii) Notwithstanding Section 18A.(24)(b)(i), the existing westerly access drive shall be not less than 4.5 m in width; and,

(ix) Notwithstanding Section 18A.(25), the existing westerly access drive shall be permitted adjacent to the residential district abutting the westerly lot line for a distance of not more than 71.2 m from the northerly lot line; and,

(x) That notwithstanding Section 18A.(25), the access ramp for the senior citizens multiple dwelling shall be setback a minimum of 2.5 m from the westerly lot line; and,

(xi) A minimum 2.5 m wide planting strip shall be provided and maintained along the westerly lot line for a distance of not less than 50.7 m from the south lot line; and,

(xii) A minimum 50% of the lot area shall be provided and maintained as landscaped area; and,

(xiii) For the purposes of this by-law, a "senior citizens multiple dwelling" shall mean a multiple dwelling wherein all residents are not less than 55 years of age.

(b) That the amending By-law be added to Section 19B of zoning By-law No. 6593 as Section S-1407, and that the subject lands on Zoning District Map W-46 be notated S-1407; and,

(c) That the City Solicitor be directed to prepare a By-law to amend Zoning By-law No. 6593 and Zoning District Map W-46 for presentation to City Council; and,

(d) That the proposed change in zoning is in conformity with the Official Plan for the City of Hamilton Planning Area.

7. That approval be given to Zoning Application ZAC-98-14, H.G.H. Developments Ltd. (A. DeSantis), owner, requesting a change in zoning from "JJ" (Restricted Light Industrial) District to "HH" (Restricted Community Shopping and Commercial, etc.) District modified (Block "1"), and a modification to the "HH" (Restricted Community Shopping and Commercial, etc.) District (Block "2"), to permit commercial development, for lands located at Nos. 237 - 247 Centennial Parkway North, as shown on the attached map marked as Appendix "J", on the following basis:

(a) That Block "1" be rezoned from "JJ" (Restricted Light Industrial) District to "HH" (Restricted Community Shopping and Commercial, etc.) District; and,

(b) That the "HH" (Restricted Community Shopping and Commercial, etc.) District regulations, as contained in Section 14A of Zoning By-law No. 6593, applicable to Blocks "1" and "2", be modified to include the following variances as special provisions:

(i) That notwithstanding Section 14A. (3)(a), no front yard setback shall be provided or maintained for the southerly building only on Block "2"; and,

(ii) That notwithstanding Section 14A.(3)(c), a rear yard of a depth of at least 4.5 m shall be provided and maintained to the westerly lot line; and,

(iii) That notwithstanding Section 18A.(1)(d) of Zoning By-law No.6593, a minimum of one loading space measuring 18.0m x 3.7m x 4.3m shall be provided and maintained; and,

(iv) That not more than one access driveway shall be provided and maintained along the easterly lot line; and,

(v) That not more than two access driveways shall be provided and maintained along the southerly lot line; and,

(vi) That a landscaped area having a minimum average width of 3.0 m but not less than 1.0 m in width, shall be provided and maintained along the entire easterly lot line, except for the area used for an access driveway; and,

(vii) That a landscaped area having a minimum average width of 3.0 m but not less than 1.0 m in width, shall be provided and maintained along the entire easterly 70.0 m of the southerly lot line, except for any area used for an access driveway.

(c) That the amending By-law be added to Section 19B of Zoning By-law No.6593 as Schedule S-1408, and that the subject lands on Zoning District Map E-103 be notated S-1408; and,

(d) That the City Solicitor be directed to prepare a by-law to amend Zoning By-law No. 6593 and Zoning District Map E-103 for presentation to City Council; and,

(e) That the proposed changes in zoning are in conformity with the Official Plan for the Hamilton Planning Area.

8. (a) That approval be given to the proposed Official Plan Amendment to establish policies and to introduce a new Schedule for the protection of the rental housing stock, on the following basis:

(i) That a new Schedule "K" - Local Housing Market Zones be added to the Official Plan; and,

(ii) That the following new policies be added to Subsection C.7 - Residential Environment and Housing Policy as follows:

"C.7.11 To protect the adequate provision of a full range of housing, conversion to condominium of rental apartment and/or townhouse units comprised of six or more units will be permitted provided one of the following criteria is met:

(i) (a) the rental vacancy rate by dwelling/structure type for the City has been at or above 2.0% for the preceding twenty-four (24) months; and,

(b) the proposed conversion will not reduce the rental vacancy rate by dwelling/structure type to below 2.0% for the City; and,

(c) the existing market rent levels in occupied units for the units proposed to be converted are not below the average market rent levels for the City for rental units of a similar dwelling/structure type and bedroom type; or,

(ii) (a) the rental vacancy rate by dwelling/structure type for the City has been at or above 2.0% for the preceding twenty-four (24) months; and,

(b) the proposed conversion will not reduce the rental vacancy rate by dwelling/structure type to below 2.0% for the City; and,

(c) if the existing market rent levels in occupied units for the units proposed to be converted are below the average market rent levels for the City for rental units of a similar dwelling/structure type and bedroom type, the rental vacancy rate by dwelling/structure type for the respective local housing market zone has been at or above 2.0% for the preceding twenty-four (24) months; or,

(iii) Notwithstanding i) and ii) and only in response to special circumstances, Council is satisfied the removal of the rental housing units will not

adversely affect the supply of rental housing in the City.

C.7.12 Demolition of rental apartment and/or townhouse units comprised of six or more units will be permitted provided one of the following criteria is met:

(i) the building is determined to be structurally unsound through the submission of a structural audit, prepared by a qualified professional, and such audit is deemed acceptable by the City; or,

(ii) one of the criteria as set out in Policy C.7.11.

C.7.13 (i) For the purposes of policies C.7.11 and C.7.12, the statistical data used for rental vacancy rates, rent charges, dwelling/structure types will be determined by the rental market surveys conducted by the Canada Mortgage and Housing Corporation (CMHC). Other available statistical data on rental market trends may be used to supplement the CMHC statistics; and,

(ii) Schedule "K" identifies the following local housing market zones for purposes of analyzing the Hamilton housing market:

(a) Central Hamilton
(b) East Hamilton
(c) West Hamilton
(d) Hamilton Mountain

(b) That the Council adopted policy in regard to condominium conversions and demolitions endorsed by Council on May 26, 1998 be rescinded; and,

(c) That Planning and Development Department staff undertake a review of the Official Plan policies in regard to condominium conversions and demolitions within a two-year period.

(d) That the Director of Planning and Development be directed to prepare a By-law, in a form satisfactory to the City Solicitor, for submission to the Regional Municipality of Hamilton-Wentworth for approval.

9. (a) That the Stinson Neighbourhood Plan Update - 1998, as distributed to the Members of Council under separate cover be adopted; and,

(b) That the Stinson Implementation Schedule, attached as Appendix "K", be adopted as the means for carrying out the Stinson Neighbourhood Plan, and that it be forwarded to the appropriate Departments for action.

10. (a) That of the $650,000 approved in the 1998 Capital Budget for downtown rehabilitation loans and grants, $400,000 be allotted to the Core Heritage Program; and,

(b) That of the $650,000 approved in the 1998 Capital Budget for downtown rehabilitation loans and grants, $250,000 be allotted to the Convert/Renovate-to-Rent Loan Program in addition to the $200,000 approved in the 1998 Capital Budget for this program; and,

(i) That the current funding limit of four (4) units per deeded property, under the Convert/Renovate-to-Rent Loan Program, be replaced with a new limit of eight (8) units per deeded property; and,

(ii) That the Convert/Renovate-to-Rent Loan Program be renamed the Convert/Renovate-to-Residential Loan Program; and,

(iii) That the Convert/Renovate-to-Rent Loan Program be made available to developers of condominium conversions of non-residential to residential, provided that the developer provides acceptable collateral security; and,

(iv) That the current per unit maximum funding limit of $12,000 per unit, be increased to a maximum of $20,000 for conversions/renovations in excess

of 600 square feet per unit at the rate of $20 per square foot to adequately reflect the cost of upgrading and new construction; and,

(c) That the loan interest charged to new borrowers under the existing Commercial Property Improvement Loan Program (CPILP) be reduced from half of prime to zero per cent interest, except when the borrower is in default in which case interest shall be charged on arrears at the same rate as that prescribed for property tax arrears; and,

(d) That the loan interest charged to new borrowers under the existing Hamilton Community Heritage Fund Program be reduced from 2% interest to zero per cent interest, except when the borrower is in default in which case interest shall be charged on arrears at the same rate as that prescribed for property tax arrears; and,

(e) That the Hamilton Halton Home Builders' Association be requested to provide, under their downtown project, their inventory and design concepts and analysis of buildings in the International Village B.I.A. and Downtown B.I.A. for building owners to utilize; and,

(f) That the Building Commissioner and the Chief Administrative Officer be given authority to approve downtown loan and grant applications that meet program criteria and that Information Reports on such approvals be provided to the Planning and Development Committee; and,

(g) That the following Community Improvement Plans be amended to incorporate the program changes recommended:

(i) The Concession Street Community Improvement Plan; and,
(ii) The Downtown Hamilton Community Improvement Plan; and,
(iii) The Downtown Hamilton B.I.A. Community Improvement Plan; and,
(iv) The International Village Community Improvement Plan; and,
(v) The Main Street West Community Improvement Plan; and,
(vi) The Ottawa Street Community Improvement Plan; and,
(vii) The Westdale Village Community Improvement Plan; and,
(viii) The Barton General Community Improvement Plan; and
(ix) That Barton Village Community Improvement Plan; and,

(h) That the City Solicitor be directed to prepare the necessary By-laws amending the Community Improvement Plans as per part (g) of the aforementioned recommendation; and,

(i) That the Planning and Development Committee convene a public meeting regarding the amendments to the Community Improvement Plans.

11. (a) That the City of Hamilton, pursuant to its mandate of Community Improvement and Renewal under the Planning Act, implement the heritage funding program known as the "Core Heritage 2000 Program" (as generally outlined in the attached Appendix "L") to provide matching grants to owners of buildings for facade restoration; improvement of storefront design, including installation of canopies; and improvement to commercial signage for the area defined in the Downtown Hamilton Community Improvement Plan (Queen St. to Cannon St. to Victoria Ave. to Hunter St.); and,

(b) That, as a pre-condition of eligibility, that a Facade Improvement Study be prepared and adopted by Council for each specific area or streetscape; and,

(c) That the Facade Improvement Study initiated by the International Village BIA and prepared by Juris E. Berzins, Urban Designer, in March 1992, be adopted in principle and utilized (details to be reviewed at time of application) for King Street East, Mary Street to Wellington Street; and,

(d) That a Facade Improvement Study be undertaken by the Planning and Development Department for the block on King Street East between Catharine Street and Mary Street; and,

(e) That the James North Heritage District Plan by Nicholas Hill be adopted as the basis for Facade Designs on James North; and,

(f) That the Core Heritage 2000 Program be extended to tenants of eligible properties within the Downtown Hamilton Community Improvement Project Area; and,

(g) That the Gore Heritage 2000 Program criteria, approved by City Council on 1997 April 8, be amended to be consistent with the Core Heritage 2000 Program criteria; and,

(h) That Planning and Development Committee convene a public meeting to receive citizen input on the Core Heritage 2000 Program's eligibility criteria and the changes to the Downtown Hamilton Community Improvement Plan.

12. That the Building Department be authorized and directed to adopt a "proactive" approach on enforcement of the Property Standards By-Law on commercial buildings in the Downtown Community Improvement Project Area, using procedures of the by-law to effect improvements in property.

13. (a) That the eligibility criteria for the tenant component of the Commercial Property Improvement Loan Program, (attached as Appendix "M"), be approved; and,

(b) That the eligibility criteria for the tenant component of the Commercial Property Improvement Loan/Grant Program applicable specifically to the Barton General Community Improvement Plan, (attached as Appendix "N"), be approved, and,

(c) That the eligibility criteria for the tenant component of the Commercial Property Improvement Loan/Grant Program applicable specifically to the Barton Village Community Improvement Plan, (attached as Appendix "O"), be approved, and,

(d) That, in accordance with the Planning Act, the Planning and Development Committee convene a public meeting to receive citizen input on the tenant eligibility criteria and the changes to the relevant Community Improvement Plans; and,

(e) That the Community Improvement Plans be amended to incorporate the program changes recommended:

(i) The Concession Street Community Improvement Plan; and,
(ii) The Downtown Hamilton Community Improvement Plan; and,
(iii) The Downtown Hamilton B.I.A. Community Improvement Plan; and,
(iv) The International Village Community Improvement Plan; and,
(v) The Main Street West Community Improvement Plan; and,
(vi) The Ottawa Street Community Improvement Plan; and,
(vii) The Westdale Village Community Improvement Plan; and,
(viii) The Barton General Community Improvement Plan; and
(ix) That Barton Village Community Improvement Plan; and,

(f) That the City Solicitor be directed to prepare the necessary By-laws amending the Community Improvement Plans as per part (e) of the aforementioned recommendation; and,

(g) That paragraph 2.10(b)(ii) of Schedule "A" to By-law No. 96-035, the Community Improvement Plans for the Concession Street, Downtown Hamilton, International Village, Main Street West, Ottawa Street North and Westdale Village Community Improvement Project Areas be amended by removing the word "not" in the paragraph reading "consent to a City Lien being registered on title to the property being improved in which the property owner must have at least 20% equity, after covering outstanding property encumbrances, *not* including the amount of the City's loans;".

14. (a) That a Business Improvement Area be designated on King Street West between Caroline Street and Queen Street as per Appendix "P" in accordance with the Business Association's request attached as Appendix "Q"; and,

(b) That the City Clerk's Department be authorized and directed to send out notices of the intention of Council to pass a by-law to designate King Street West from Caroline Street to Queen Street as a Business Improvement Area in accordance with Section 220 of the Municipal Act, R.S.O. 1990, c.M.45 as amended; and,

(c) That the City Solicitor be directed to prepare a by-law designating a Business Improvement Area on King Street between Queen Street and Caroline Street as per Appendix 'A' in accordance with Section 220 of the Municipal Act.

15. That the City Solicitor be directed to prepare a certificate of validation pursuant to the Planning Act for Blocks 10, 11, 12, 13 and 14, Plan 62M-657 and Part of Lots 3, 4, and 5, Registered Plan 1059 designated as Parts 5, 6, 7, 8, 9 and 10 on Reference Plan 62R-10203.

16. (a) That the following prizes be awarded to Mohawk College broadcasting students for their submissions in the Tenth Annual Public Service Announcement (P.S.A.) competition. All of the P.S.A.'s contain messages about keeping Hamilton clean.

First Prize: Troy Hacock

Second Prize: Jaimie Thomas
Third Prize: Jaimie Harris

(b) That funds be provided from Phase IV of the Downtown Action Plan for the first prize at $700, second prize at $500, and third prize at $300 and a donation to Mohawk College Media Studies Department of $1000 for development of the videos and use of equipment.

17. (a) That the Building Commissioner be authorized to obtain three (3) quotes and subsequently proceed to have the property located at 948 Burlington Street East, cleared of old tires and debris to bring the subject property into compliance with City of Hamilton By-Law 84-35 and as authorized under The Municipal Act, Subsection 325, and specifically to do the work required to comply with the Order; and,

(b) That the costs incurred for the removal of the tires and debris, together with administrative costs be added to the tax roll; and,

(c) That the appropriate By-lay to authorize the removal of the tires and debris be enacted by Council.

18. That a Hamilton Emergency Loan (H.E.L.P.) in the amount of one thousand, nine hundred and seventy nine dollars ($1,979) be approved for Raymond Young, 250 Fairfield Avenue North. The interest rate will be 2 per cent amortized over 5 years.

19. That the Building Commissioner be authorized to issue a demolition permit for 555 Sanatorium Road, Building 32 in accordance with By-Law 74-290 pursuant to Section 33 of The Planning Act, as amended.

20. That the Building Commissioner be authorized to issue a demolition permit for 555 Sanatorium Road, Building 33 in accordance with By-Law 74-290 pursuant to Section 33 of The Planning Act, as amended.

21. That the Building Commissioner be authorized to issue a demolition permit for the building located at 111 Hughson Street South in accordance with the Demolition Control By-Law 75-290 pursuant to the demolition control provisions of the Planning Act (Section 33); subject to the following conditions:

(a) That the applicant has applied for and received a Site Plan Agreement with the Planning and Development Department; and,

(b) That the applicant be required to register on title to the subject property (prior to issuance of the said demolition permit), the Site Plan Agreement.

22. (a) (i) That a loan increase of twenty-five thousand dollars ($25,000) to Benny and Debra Bombardieri for improvements to 448 Barton Street East be approved subject to the fulfilment of the borrowing requirements of the Commercial Property Improvement Loan Program. The total loan is now $50,000. The interest rate is set at 3.25 per cent, amortized over ten years; and,

(ii) That an increase in grant from the Barton Street Revitalization Fund in the amount of twelve thousand, five hundred dollars ($12,500) be approved to pay-down the increase of the Commercial Loan as per the terms of the Barton Street Revitalization Program; and,

(b) (i) That an unsecured loan increase from the Barton Street Revitalization Fund in the amount of five thousand dollars ($5,000) to Benny and Debra Bombardieri, for improvements to 448 Barton Street East be approved, subject to fulfilment of the borrowing requirements of the Commercial Property Improvement Loan Program. The total unsecured loan is now $10,000. The interest rate is set at 3.25 per cent, amortized over 10 years; and,

(ii) That a increase in grant from the Barton Street Revitalization Fund in the amount of two thousand, five hundred dollars ($2,500) be utilized to pay-down this loan as per the terms of the Barton Street Revitalization Program.

23. (a) That approval be granted to application CDM-CONV-98-003 submitted by 822938 Ontario Inc., In trust (Bruno Megna), owner, for a draft plan of

condominium for property located at No. 75 Glenburn Court, as shown on the attached map marked as Appendix "R", to provide for a condominium comprised of 108 individual apartment condominium units, subject to the following conditions:

(i) That this approval applies to the attached draft plan dated 1998 March 16, attached as Appendix "S", prepared by Consoli & Jacobs Surveying Ltd.; and,

(ii) That the owner enter into a Condominium Approval Agreement with the City incorporating these conditions of approval, including financial and other requirements of the City concerning roads, sidewalks, street lights and drainage, as the case may be, in a form satisfactory to the City Solicitor; and,

(iii) That prior to approval of the final plan:

(1) property taxes shall be in good standing, plan of condominium shall conform with General Zoning By-law No. 6593 and the Official Plan, and

(2) any variances or rezoning required in respect of the draft plan of condominium shall have been approved by the Committee of Adjustment or Council, as the case may be, in order that the draft plan of condominium is in compliance with General Zoning By-law 6593; and,

(iv) That the owner shall have received the Certificate of Approval from the City of Hamilton pursuant to the Rental Housing Protection Act for the conversion of the rental property to a condominium (Application CD-97-005); and,

(v) That the owner shall have satisfied the following conditions of Committee of Adjustment decision A-97:183:

(1) The provision of a 1.32m (4.33') planting strip along the westerly lot line of the parking area; and,

(2) the provision and maintenance of a chain link fence at least 5' in height along the full length of the easterly property line (ravine edge).

(vi) That the owner, 822938 Ontario Inc., enter into an Encroachment Agreement with the City of Hamilton, to the satisfaction of the Roads Department;

(vii) That the owner shall have satisfied all requirements, financial and otherwise of the Regional Municipality of Hamilton-Wentworth and that the City be advised by the Regional Municipality of Hamilton-Wentworth that this condition has been carried out to its satisfaction. The clearance letter from the Regional Municipality shall include a brief statement for each condition detailing how it has been satisfied and carried out; and,

(viii) That the Director of Planning and Development shall have been satisfied that the conditions of approval are fulfilled or provided for as required.

(b) That the Mayor and the City Clerk be authorized to grant draft approval by signing the draft plan; and,

(c) That the Mayor and City Clerk be authorized to sign the final plan of condominium once the requirements herein are completed.

24. That staff of the Planning and Development Department and the Building Department be directed to establish a "working committee" with representation from the third party/billboard sign industry, to address matters related to third party/billboard signs.

25. (a) That By-law No. 97-084 - Tariff of Planning Fees be amended on the following basis:

(i) That Section 1.(5)(i) of By-law No. 97-084 be amended by deleting the words "where the Regional Municipality of Hamilton-Wentworth approves the plan"; and,

(ii) That Section 1.(5)(ii) of By-law No. 97-084 be amended by deleting the words "for a building being converted to a condominium, to be approved by the City of Hamilton" and replaced with "for an existing residential rental building"; and,

(iii) That Section 2. of By-law No. 97-084 be repealed in its entirety and the following sections renumbered accordingly; and,

(b) That the City Solicitor be directed to amend By-law No. 97-084 in accordance with (a) above.

26. That the City of Hamilton accept the sum of (twenty-seven thousand, five hundred dollars) $27,500 as a cash payment in lieu of the 5% land dedication in connection with "Timothy Survey - Phase 2", Hamilton being the cash payment required under Section 51.1 of the Planning Act.

27. (a) That approval be given to Part Lot Control Application 98-03, Chedoke Health Corporation, owner, to remove part-lot control for Lots 36 to 56, inclusive, located in "Tiffany, Phase 1", Registered Plan 62M-846, to permit the creation of maintenance easements, as shown on the attached map marked as APPENDIX "T"; and,

(b) That the appropriate By-law to remove part lot control from Lots 36 to 56, inclusive Registered Plan 62M-846, "Tiffany, Phase 1" plan of subdivision, be enacted by Council; and,

(c) That the exempting by-law be restricted to a 1 year effective time period to expire on July 1, 1999; and,

(d) That following the enactment of this by-law, the Commissioner, Regional Environment Department (as delegate of the Minister of Municipal Affairs and Housing) be requested to grant approval to the by-law and endorse the same on the by-law.

28. That Section 1 of the Ninth Report of 1998 of the Planning and Development Committee, regarding ZAC-98-08, 41 and 51 Wilson Street and 99 John Street North as approved by Council on 12 May 1998, be amended as follows:

(a) Section 1(a)(ii)(3) be deleted and replaced with the following:

"That notwithstanding Section 10F(6), a minimum lot area of 130.5 m^2 and a minimum lot width of 5.8 m shall be provided and maintained for each single family dwelling unit; and,"

(b) Section 1(a)(ii)(5) be deleted and replaced with the following:

"That notwithstanding Section 18(3)(vi)(e), the uncovered front porch may extend 1.4 m above the floor level of the first storey."

(c) add a new Section 1(a)(ii)(6) to read as follows:

"notwithstanding Section 10F(4)(a),(b) and (c), a minimum 5.3 m front yard and rear yard shall be provided and maintained for every cantilevered portion of the building within a bay, alcove and fourth storey."

29. That City Council refer the heritage designation of 1280 Main Street West (Historic core of McMaster University) to the Conservation Review Board.

30. That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) C-79 A By-law to Amend Zoning By-law No. 6593 As Amended by Zoning By-law No. 67-97 Respecting land located at Municipal No. 329 Mohawk Road West.

(b) C-80 A By-law to Establish Site Plan Control Respecting Land Located at Municipal No. 329 Mohawk Road West.

(c) C-81 A By-law to Amend By-law No. 79-275, As Amended by By-law No. 83-236 and to Repeal By-law No. 87-223 Respecting Site Plan Control Areas.

(d) C-82 A By-law to Amend By-law No. 93-167 Respecting Building Permits and Fees.

(e) C-83 A By-law to Authorize Clearing of the premises located at 938-948 Burlington Street East of domestic and industrial waste including used tires.

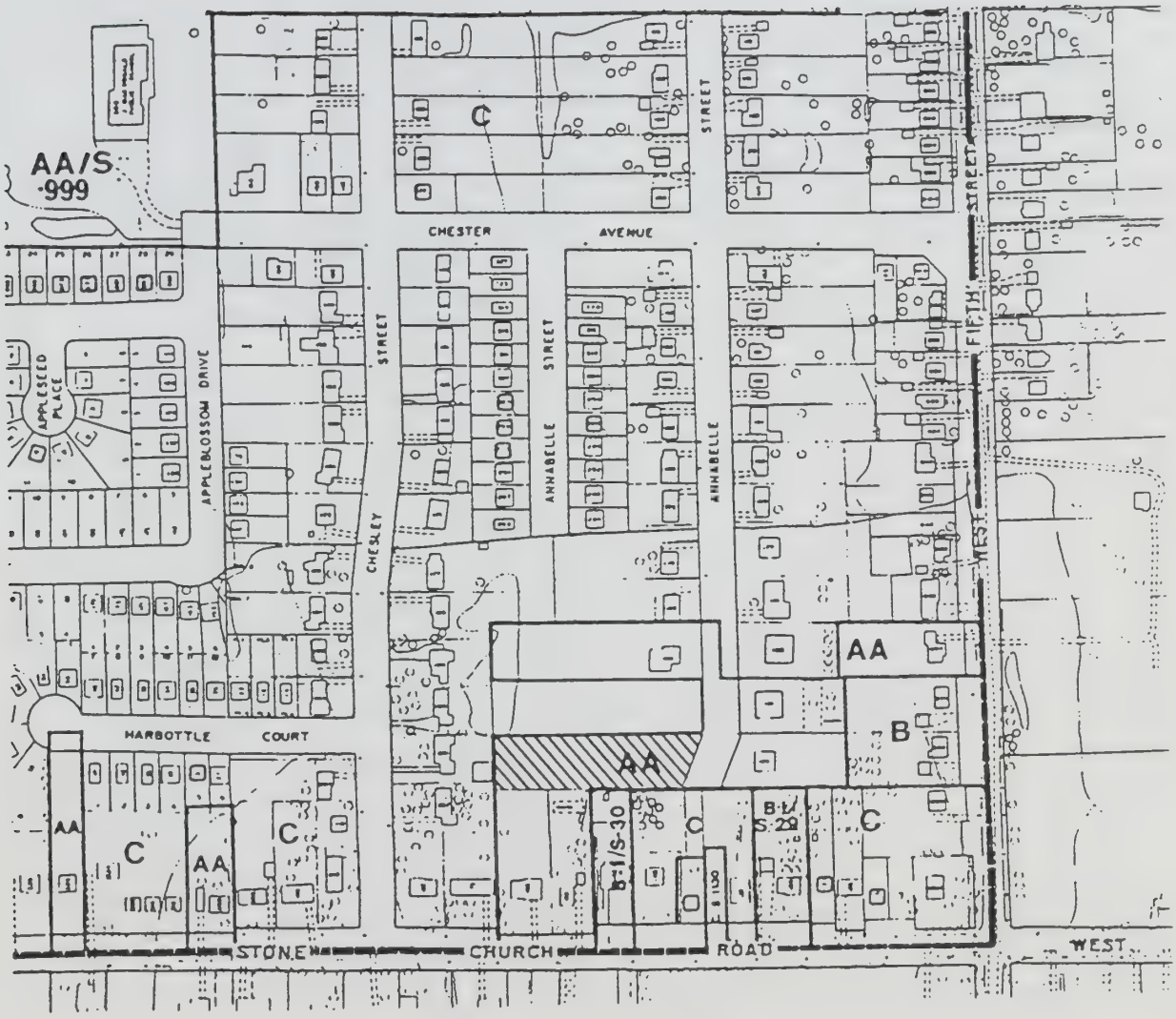
(f)	C-84	A By-law to Change the name of Dulgaren Street to Dalia Avenue.
(g)	C-85	A By-law to Amend Zoning By-law No. 6593 Respecting Lands located at the rear of No. 27 Albert Street.
(h)	C-86	A By-law to Amend Zoning By-law No. 6593 Respecting Lands located at Nos. 349 and 353 Acadia Drive.
(i)	C-87	A By-law to Remove land within the "Tiffany, Phase I" Subdivision, Plan 62M-846 from Part Lot Control.
(j)	C-88	A By-law to adopt Official Plan Amendment No. 151 Respecting Protection of the Rental Housing Stock within the City of Hamilton.
(k)	C-89	A By-law to Amend By-law No. 97-084 Respecting Tariff of Planning Fees.

Respectfully submitted,

ALDERMAN F. D'AMICO, CHAIRMAN PLANNING AND DEVELOPMENT COMMITTEE

Tina Agnello, Secretary
1998 June 24

Appendix "A" as referred to in
Section 1 A of the Thirteenth Report
of the Planning and Development
Committee dated 1998 June 30

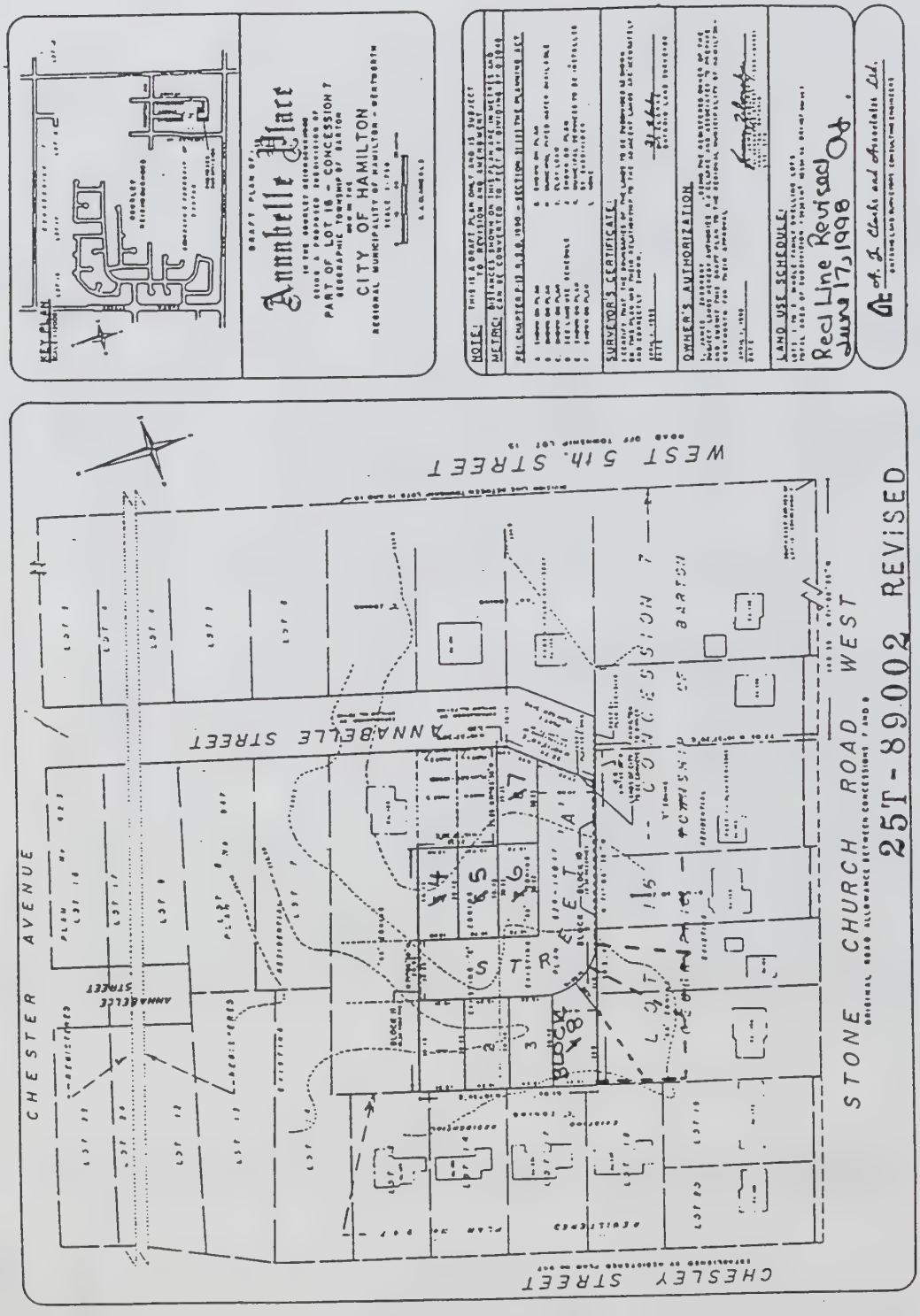


Legend

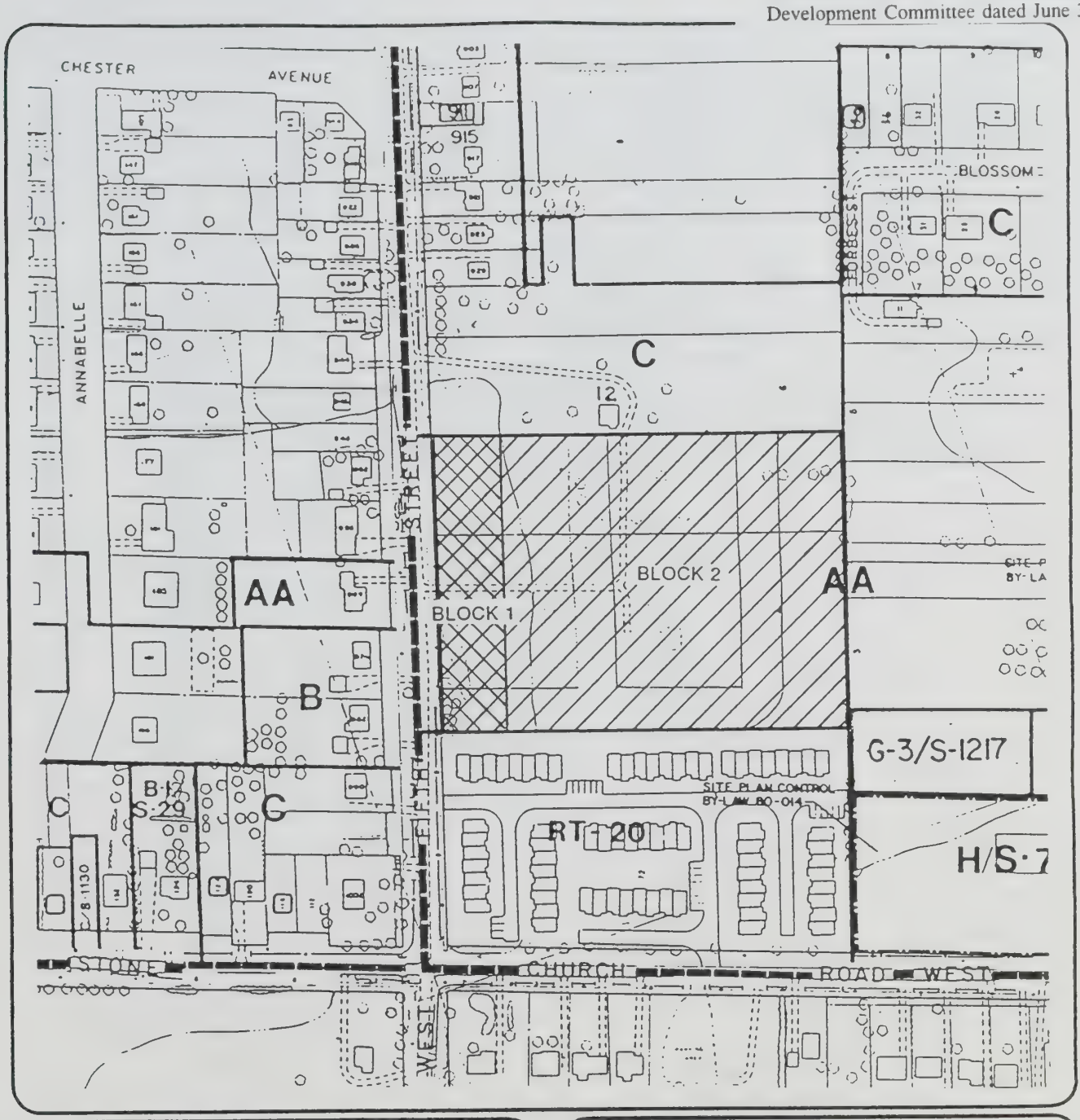
Site of the Application

ZAC-98-15

Appendix "B" as referred to in
Section 1 A (i) of the Thirteenth
Report of the Planning and Development
Committee dated June 30



Appendix "C" as referred to
in Section 2 A (a) & 2 B of the
Thirteenth Report of the Planning and
Development Committee dated June 30



Legend

BLOCK 1 — Change in zoning from "AA" (Agricultural) District to "C" (Urban Protected Residential, etc.) District.

BLOCK 2 — Change in zoning from "AA" (Agricultural) District to "D" (Urban Protected Residential - One and Two Family, etc.) District, modified.

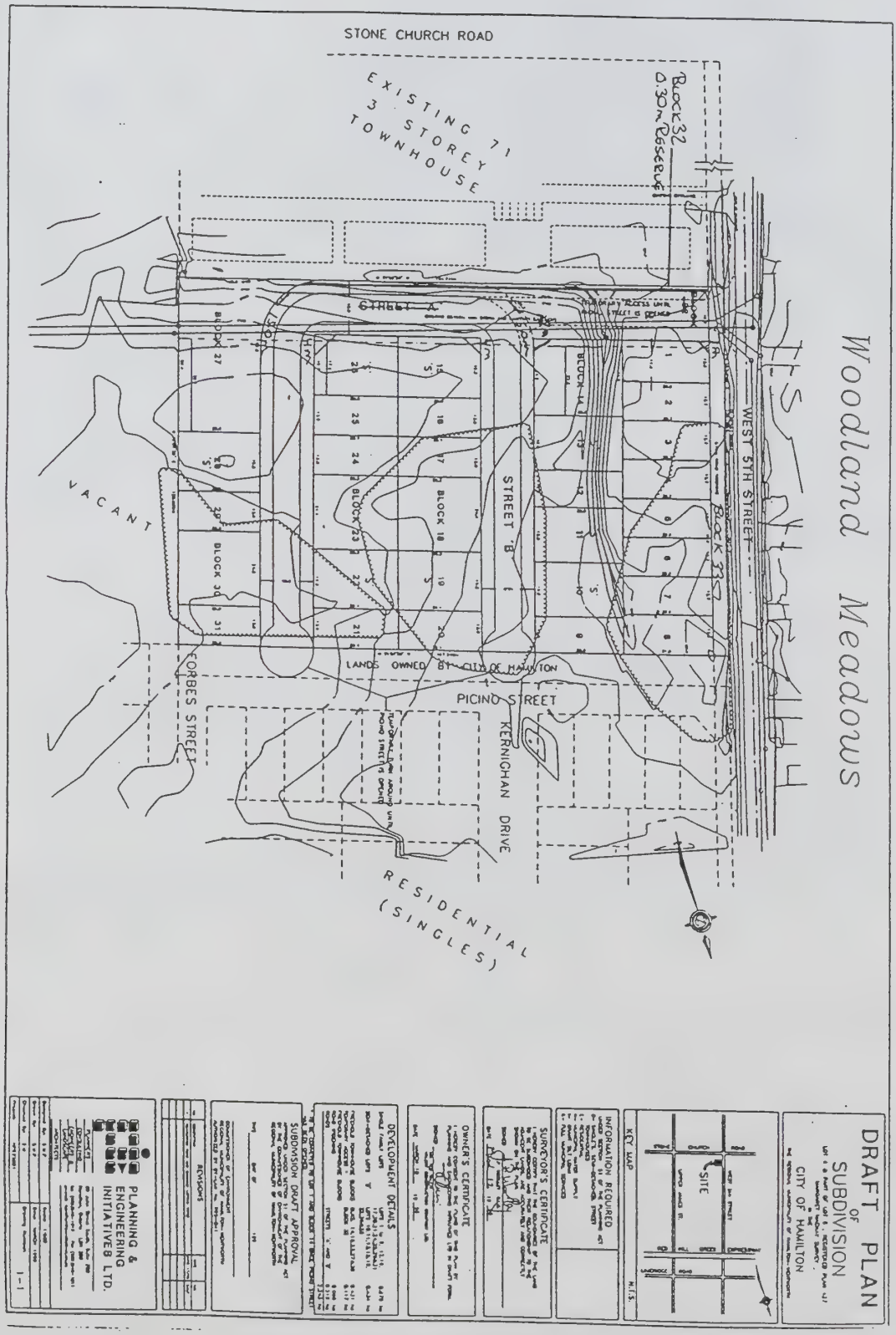
City of Hamilton

Location Map

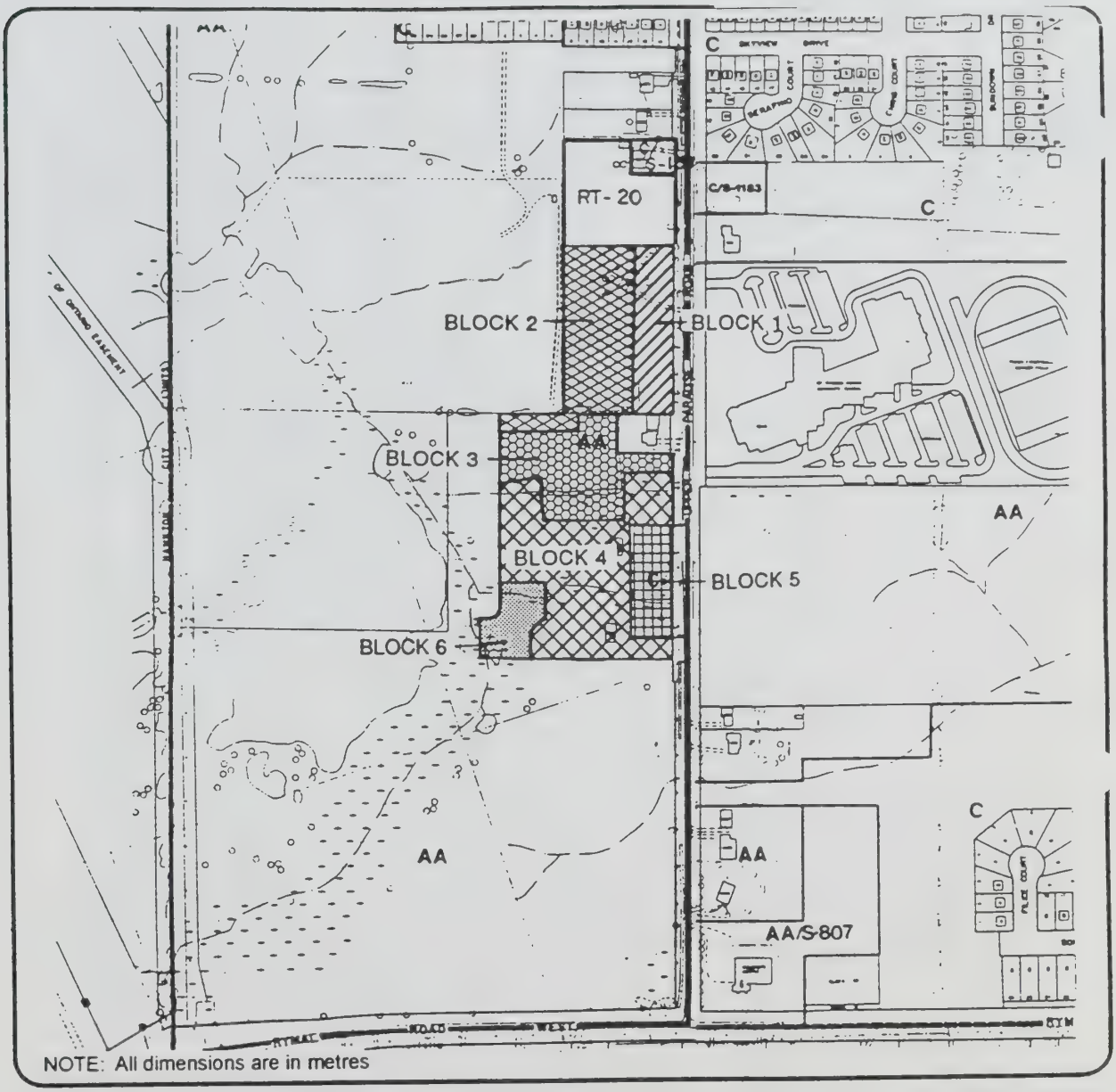
Planning and Development Department

North	Scale	Reference File number
	NOT TO SCALE	ZAC 98-13
	Date	Drawn By
	June 1998	R.L.

Appendix "D" as referred to in
Section 2 A (i) of the Thirteenth Report
Planning and Development
Committee dated 1998 June 30



Appendix "E" as referred to in
Section 3 A(a) & 3 (b) of the Thirteenth
Report of the Planning and Development
Committee dated 1998 June 30



City of Hamilton

Location Map

Planning and Development Department

Legend

Change in zoning from:

BLK. 1 "AA" (Agricultural)District to "D" (Urban Protected Residential - One and Two Family, etc.) District

BLK. 2 "AA" (Agricultural)District to "D" (Urban Protected Residential - One and Two Family, etc.) District

BLK. 3 "AA" (Agricultural)District to "D" (Urban Protected Residential - One and Two Family, etc.) District

BLK. 4 "AA" (Agricultural)District to "D" (Urban Protected Residential - One and Two Family, etc.) District

BLK. 5 "C" (Urban Protected Residential, etc.) District to "D"-'H' (Urban Protected Residential - One and Two Family ,etc -Holding) District.

BLK. 6 "AA" (Agricultural) District to "RT-20" (Townhouse-Maisonette) District.

North

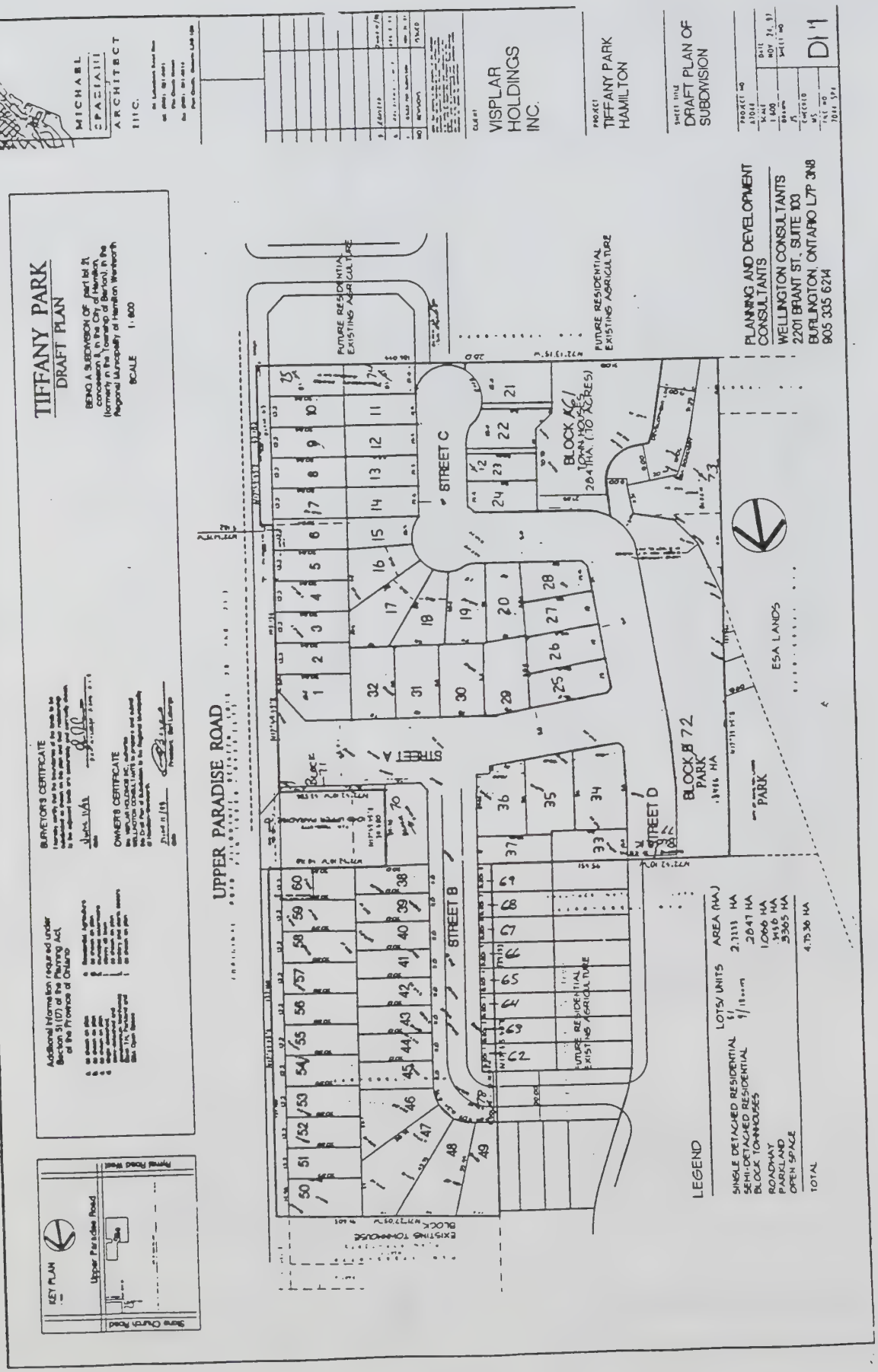
Scale
Not to Scale

Date
MAY 1998

Reference File No
ZAC-97-42& SAC-97-08

Drawn By
R.L.

Appendix "F" as referred to
in Section 3 A (a) (i) of the Thirteenth of the
Report of the Planning and
Development Committee dated 1998 June 30



Appendix "G" as referred to in
Section 4 of the Thirteenth Report
of the Planning and Development
Committee dated 1998 June 30



Legend

Site of the Application

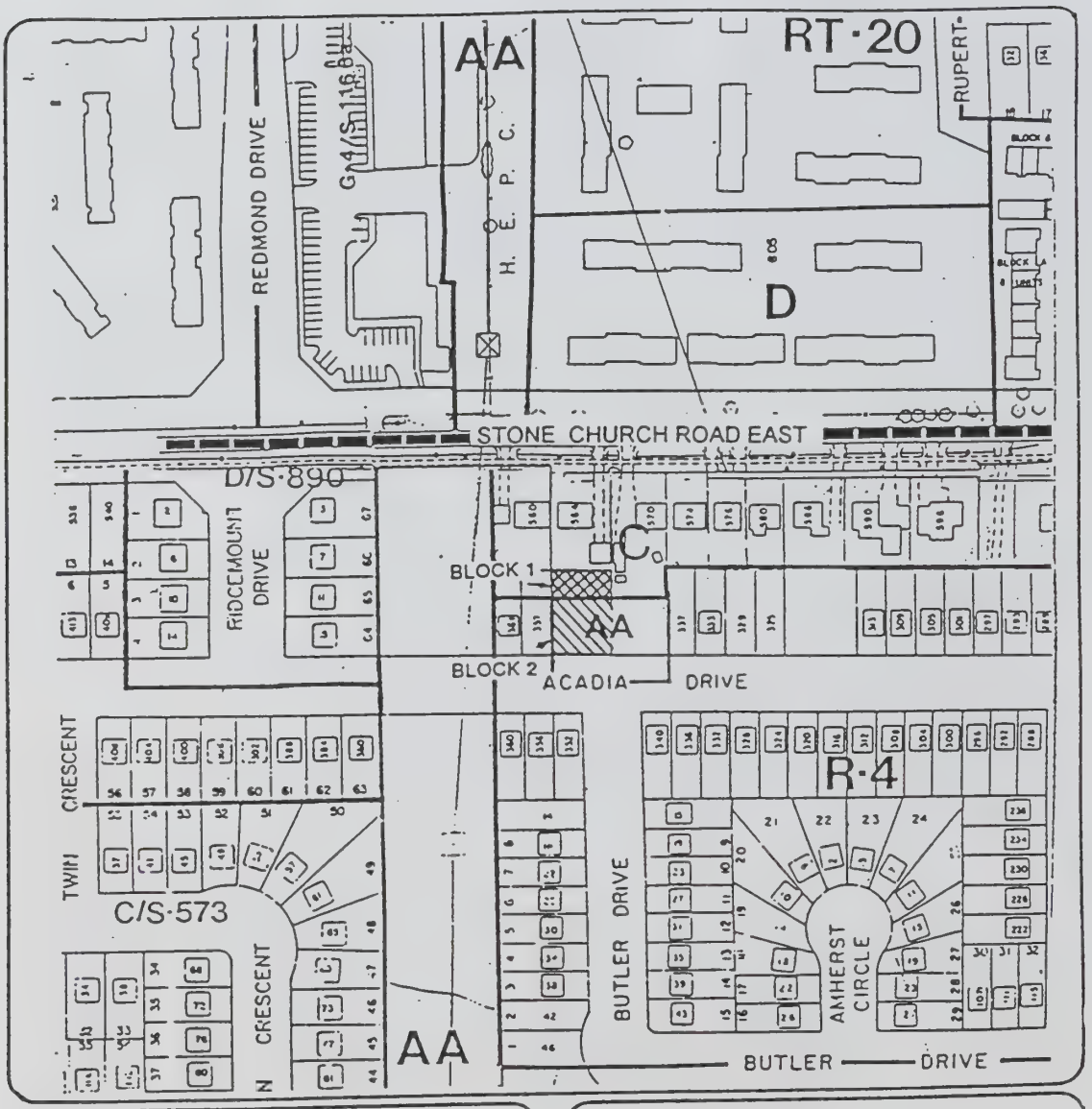
City of Hamilton

Location Map

Planning and Development Department

North	Scale	Reference File No.
	NOT TO SCALE	ZAR-98-16
	Date	Drawn By
	April, 1998	R.L

Appendix "H" as referred to in
Section 5 of the Thirteenth Report
of the Planning and Development
Committee dated 1998 June 30



Legend

Block 1 — "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single Family Dwelling) District.

Block 2 — "AA" (Agricultural) District to "R-4" (Small Lot Single Family Dwelling) District.

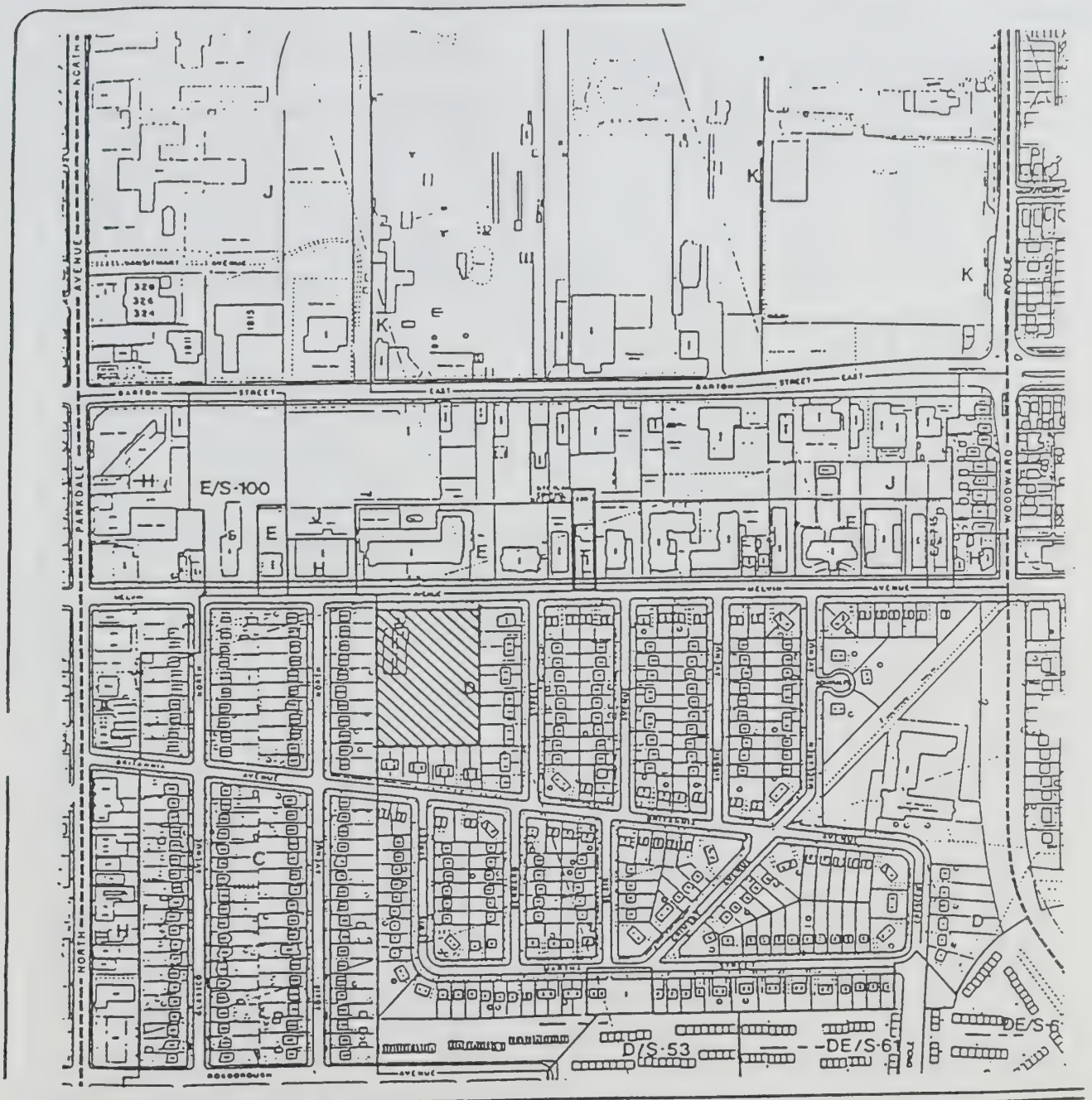
City of Hamilton

Location Map

Planning and Development Department

North	Scale	File number
	NOT TO SCALE	ZAR 98-19
	Date	Drawn By
	May 1998	R.L.

Appendix "I" as referred to
in Section 6 of the Thirteenth
Report of the Planning and
Development Committee dated 1998 June 30



Legend

Site of the Application

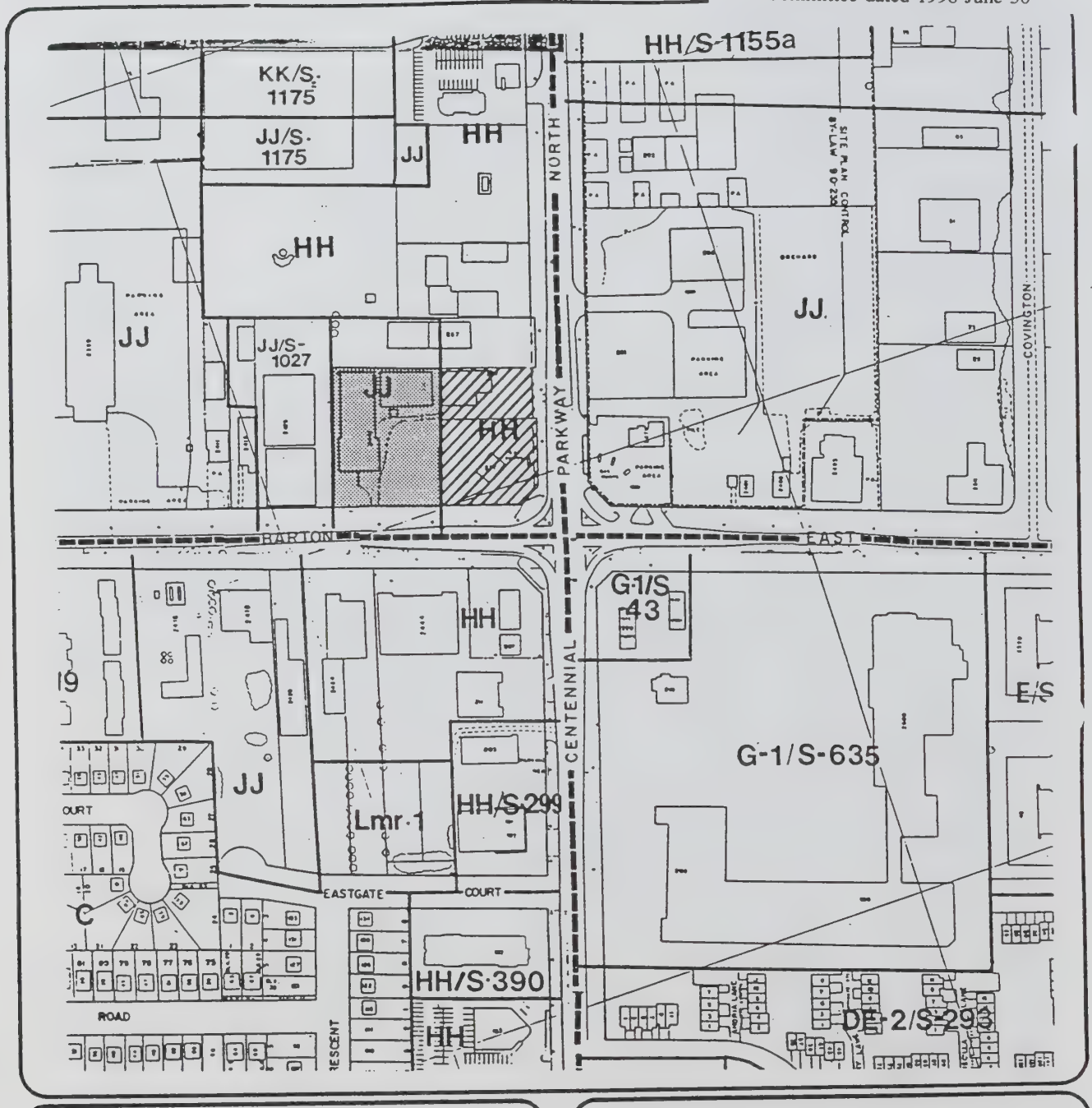
City of Hamilton

Location Map

Planning and Development Department

North	Scale	Reference File No.
	NOT TO SCALE	ZAC-98-11
	Date	Drawn By
	FEBRUARY, 1998	D.L.

Appendix "J" as referred to in
Section 7 of the Thirteenth Report
of the Planning and Development
Committee dated 1998 June 30



Legend

BLOCK 1 — Change in zoning from "JJ" (Restricted Light Industrial) District to "HH" (Restricted Community Shopping and Commercial, etc.) District.

BLOCK 2 — Modification to the the ""HH" (Restricted Community Shopping and Commercial, etc.) District.

City of Hamilton

Location Map

Planning and Development Department

North	Scale	Reference File nur.
	NOT TO SCALE	ZAC 98-14
	Date	Drawn By
	May 1998	R.L

Appendix "K" as referred to in Section 9 (b) of the Thirteenth Report of the Planning and Development Committee dated 1998 June 30

STINSON IMPLEMENTATION SCHEDULE

ACTION	BY	TIME FRAME	PRIORITY
1. Residential Care Facilities a) Rezoning studies to review the definitions of care related to residential care facilities	Planning Department and other departments	Short-term, underway	High
2. Building Heights a) Guidelines to be prepared and included in plan to identify desired maximum heights b) Rezoning to be undertaken to revise maximum permitted heights	Planning Dept. Planning Dept.	Short-term Medium-term	Medium Medium
3. Parks and Playgrounds a) New park to be provided in Corktown Neighbourhood, with links to Carter Park and Central Memorial b) New parks to be considered within Stinson; small sites, several locations, also further recreational facilities in long term	Public Works and Traffic Dept. Public Works and Traffic Dept.	Short-term, underway Long-term	High Medium
4. Open Space a) Escarpment area - Landscaping and trail system proposal to be reviewed and carried out	Public Works and Traffic Dept.; Stinson Association	Medium-term	Medium
5. Community Facilities a) Facilitate additional community use of schools, churches and other facilities	Stinson Community Association with various departments	Medium-term	Low
6. Heritage a) Heritage Districts - Review and preparation of conservation plans for one or more areas b) Heritage Poster(s) - Preparation of one or more posters to promote Stinson character and features	LACAC staff, with citizen committee LACAC staff, Stinson Community Assoc'n	Medium-term Medium-term	High Medium

STINSON IMPLEMENTATION SCHEDULE (CONTINUED)

ACTION	BY	TIME FRAME	PRIORITY
7. Design a) Spot improvements - concepts for several locations to be carried out, including buildings, walls, streetscape	Property owners; Public Works and Traffic Dept. Public Works and Traffic Dept.	Long-term Medium-term	Medium Medium
8. Movement a) Traffic calming study to identify possible improvements, to Stinson Street b) Rail trail to be extended through Stinson, with links to neighbourhood c) Bicycle route on Stinson Street to be retained	Public Works and Traffic Dept./Others Special Projects Office Special Projects Office	Medium-term Medium-term Medium-term	Medium Medium Medium
9. Public Participation a) Notification of Stinson residents regarding applications and proposals to be improved b) Co-ordination of community-based planning studies to be undertaken by staff	Stinson Community Association Planning Dept. and other Depts	Short-term Medium-term	High Medium
10. Taxation a) Review of innovative taxation approaches to provide funding for Stinson improvements in this plan	Planning Dept. Stinson Community Association	Medium	Medium
11. Implementation a) Establishment of mechanism for implementing plan	Planning Dept., Stinson Plan Advisory Committee	Short-term	High

Appendix "L" as referred to
in Section 11 (a) of the Thirteenth
Report of the Planning and
Development Committee dated 1998 June 30

CORE HERITAGE 2000 PROGRAM

PART A: RESTORE THE BUILDING FACADES

Purpose: To transform the public image of the older downtown streetscapes from an ailing inner core into a vibrant, renewed heart of the city through the restoration of its rich and genuinely historic architectural streetscape.

Eligible Work: Restoration of the historic facades includes repointing of masonry, repair or replication of the original cornice, windows, and decorative features such as window lintels, finials, cresting, etc., as well as the removal of unauthentic building facing, in accordance with the basic principles of heritage conservation and building improvement established in the Heritage Design Studies, approved by Council and "Guidelines for Heritage Conservation in the Gore".

PART B: IMPROVEMENT TO STOREFRONT DESIGN

Purpose: To re-introduce the open, attractive traditional storefront design which gives maximum visibility both into and out of the stores, thereby attracting people to window shop or enter the store; also to encourage the use of canopies to provide protection for pedestrians against rain, snow and excessive sun as well as provide an attractive addition to the storefront.

Eligible Work: Improvement to Storefront Design includes restoring large display windows, repairs to baseboards, transom windows, original columns and entrances, secondary doors, in accordance with the basic principles identified in the Heritage Design Studies, as well as improvement to the commercial signage and installation of canopies, which follows.

Included also as eligible costs are the design, production and installation of canopies, in accordance with the established guidelines and any by-law requirements which determine a minimum height, a standard width of projection and traditional location on the front facade.

PART C: IMPROVE THE QUALITY OF THE COMMERCIAL SIGNAGE

Purpose: To rediscover the inherent quality of the Gore by replacing the over-sized and excessive signage with ones which are clear, attractive, consistent and which together create an exciting downtown core.

Eligible Work: Included in this category are the design, production and installation of commercial signage which is in accordance with the principles of good signage found in the Heritage Design Studies and the Signage Guidelines for the Gore. Design of the signage should fit with the character of the host building.

Appendix "M" as referred to in
Section 13 (a) of the Thirteenth Report
of the Planning and Development
Committee dated 1998 June 30

TENANT LOAN GUIDELINES

3.0 The following guidelines apply to loans from The Corporation of the City of Hamilton to commercial tenants located within a Community Improvement Area. To be eligible for a loan the tenant must be located in a building that is in a Business Improvement Area and the property occupied by the tenant must be specially assessed or specially assessable for the levy payable to the Board of Management of the respective Business Improvement Area.

3.1 Upon receipt of a satisfactory application to the City which meets the criteria of the loan program, including the criteria set out herein, loans may be made by the City for a term not exceeding ten (10) years, at the interest rate charged to owners under the Commercial Property Improvement Loan Program.

3.2 The interest rate shall be established at time of loan approval. Interest shall commence to run after the Interest Adjustment Date (I.A.D.) namely, the first of the month following full advancement of the loan. Repayment of loans shall be monthly but open to full repayment at any time without notice of penalty.

3.3 These loans are solely intended for the tenants who operate a business within the designated Community Improvement Project Areas where the owner's lands are used for non-residential and commercial purposes which, in the opinion of the City,

(a) are intended for the eligible improvements and expenses contemplated in the Community Improvement Plan as amended herein;

(b) fulfil the objectives of the City expressed in the Community Improvement Plan, as amended herein;

(c) meet the security/equity and other requirements of the City's loan program including the requirements specified herein.

3.4 Loan amounts shall not exceed the sum of $10,000, in respect of the cost of eligible improvements to each separate location of the tenant under lease from the owner. If a tenant has more than one leasehold interest eligible for this program, the tenant may only receive a maximum of $30,000.00 in loans under this Program.

3.5 In the event the owner of a business within a Business Improvement Area does not own the building, a loan of less than $5,000 will be secured by a Promissory Note, and for loans greater than $5,000, a collateral mortgage will be obtained on other real property owned by the tenant. For loans not secured by a collateral mortgage, the City shall have the sole discretion to decide upon a loan amount, which shall be based on the creditworthiness of the applicant and the revenue and expenses of the business.

3.6 Loans may be for the following types of improvements and their related expenses:
- interior fixtures, including partitions;
- interior decorating, including lighting, painting, wallpaper, etc.;
- built-in showcases, freezers, special plumbing, etc.;
- signage;
- related professional fees (architects, engineers, appraisers, lawyers, etc.) and the application fee of the greater of 1.5% of the loan or $200;
- such other loan program administrative fees fixed by Council from time to time.

3.7 Loans shall be advanced only in respect of completed work which has been inspected by the City.

3.8 Loans may not be made for expenses such as chattels, (such as tables, chairs, cash registers) nor shall loans be made for rental/owner occupied residential accommodation.

3.9 The building envelope, including exterior shell (foundation, exterior walls, roof, fire escapes, chimneys) and major systems, shall be inspected by the Building Department prior to the loan application being considered by the City. Any deficiencies shall qualify for a loan in advance of facade improvements (store fronts, aesthetics, signage, etc.).

3.10 The tenant will obtain two estimates for all eligible improvements after the City's inspection of the building. Where an owner personally carries out the work, only the cost of materials is eligible for a loan, upon receipt of invoices.

3.11 A report by the Building Department (Housing and Loans Division) on each loan will be made to the Planning and Development Committee and Council for approval. The Committee and the Council have the discretion to allow or not to allow the loan. The recommendation of the Board of Management of the local B.I.A. will be received in respect of the exterior improvement portion of loan applications.

3.12 Each borrower shall give the City a promissory note in respect of each loan; and as security for repayment of the loan made by the City, the borrower shall:

(i) - where the borrower is a limited company, provide the City with the personal guarantee of at least the majority of the owner(s) of the shares, together with documents satisfactory to the City confirming the authorization of the Corporation to apply for the loan and give the loan security to the City;

(ii) the tenant must have at least 25% equity, after covering outstanding property encumbrances, including the amount of the City's loan, on the property the tenant grants the City a collateral mortgage;

(iii) the tenant may grant the City a collateral mortgage in other property that meets the City's equity requirements, provided the owner's lawyer prepares and certifies to the City, at the owner's expense, the collateral mortgage in a form satisfactory to the City Solicitor;

3.13 The borrower shall keep in good standing any taxes or rates levied against the tenant's interest in the property.

3.14 The Departmental charge shall be 1 1/2% of the loan or $200, whichever is more, as an administration fee. This will become an eligible expense on the application.

3.15 Upon sale of a property which is secured by a collateral mortgage, the loan is due and payable in full to the City.

3.16 All loans become due and payable upon the sale, closing or moving of the borrower's business.

Appendix "N" as referred to in
Section 13 (b) of the Thirteenth Report
of the Planning and Development
Committee dated 1998 June 30

BARTON GENERAL COMMUNITY IMPROVEMENT PLAN

TENANT LOAN GUIDELINES

5.0 The following guidelines apply to loans from The Corporation of the City of Hamilton to commercial tenants located within the Barton General Community Improvement Plan Area. To be eligible for a loan, the tenant must be located in a building that is in a Business Improvement Area and the property occupied by the tenant must be specially assessed or specially assessable for the levy payable to the Board of Management of the respective Business Improvement Area.

5.1 Upon receipt of a satisfactory application to the City which meets the criteria of the loan program, including the criteria set out herein, loans may be made by the City for a term not exceeding ten (10) years, at the interest rate charged to owners under the Commercial Property Improvement Loan Program.

5.2 The interest rate shall be established at time of loan approval. Interest shall commence to run after the Interest Adjustment Date (I.A.D.) namely, the first of the month following full advancement of the loan. Repayment of loans shall be monthly but open to full repayment at any time without notice of penalty.

5.3 These loans are solely intended for the tenants who operate a business within the designated Community Improvement Project Areas where the owner's lands are used for non-residential and commercial purposes which, in the opinion of the City,

(a) are intended for the eligible improvements and expenses contemplated in the Community Improvement Plan as amended herein;

(b) fulfil the objectives of the City expressed in the Community Improvement Plan, as amended herein;

(c) meet the security/equity and other requirements of the City's loan program including the requirements specified herein.

5.4 Loan amounts shall not exceed the sum of $10,000, in respect of the cost of eligible improvements to each separate location of the tenant under lease from the owner. If the tenant has more than one leasehold interest eligible for this program, the tenant may receive only a maximum of $30,000.00 in loans under the program.

5.5 In the event the owner of a business within a Business Improvement Area does not own the building, a loan of less than $5,000 will be secured by a Promissory Note, and for loans greater than $5,000, a collateral mortgage will be obtained on other real property owned by the tenant. For loans not secured by a collateral mortgage, the City shall have the sole discretion to decide upon a loan amount, which shall be based on the creditworthiness of the applicant and the revenue and expenses of the business.

5.6 Loans may be for the following types of improvements and their related expenses:
- interior fixtures, including partitions;
- interior decorating, including lighting, painting, wallpaper, etc.;
- built-in showcases, freezers, special plumbing, etc.;
- signage;
- related professional fees (architects, engineers, appraisers, lawyers, etc.) and the application fee of the greater of 1.5% of the loan or $200;
- such other loan program administrative fees fixed by Council from time to time.

5.7 Loans shall be advanced only in respect of completed work which has been inspected by the City.

3.8 Loans may not be made for expenses such as chattels, (such as tables, chairs, cash registers) nor shall loans be made for rental/owner occupied residential accommodation.

3.9 The building envelope, including exterior shell (foundation, exterior walls, roof, fire escapes, chimneys) and major systems, shall be inspected by the Building Department prior to the loan application being considered by the City. Any deficiencies shall qualify for a loan in advance of facade improvements (store fronts, aesthetics, signage, etc.).

3.10 The tenant will obtain two estimates for all eligible improvements after the City's inspection of the building. Where an owner personally carries out the work, only the cost of materials is eligible for a loan, upon receipt of invoices.

3.11 A report by the Building Department (Housing and Loans Division) on each loan will be made to the Planning and Development Committee and Council for approval. The Committee and the Council have the discretion to allow or not to allow the loan. The recommendation of the Board of Management of the local B.I.A. will be received in respect of the exterior improvement portion of loan applications.

3.12 Each borrower shall give the City a promissory note in respect of each loan; and as security for repayment of the loan made by the City, the borrower shall:

(i) where the borrower is a limited company, provide the City with the personal guarantee of at least the majority of the owner(s) of the shares, together with documents satisfactory to the City confirming the authorization of the Corporation to apply for the loan and give the loan security to the City;

(ii) the tenant must have at least 25% equity, after covering outstanding property encumbrances, including the amount of the City's loan, on the property the tenant grants the City a collateral mortgage;

(iii) the tenant may grant the City a collateral mortgage in other property that meets the City's equity requirements, provided the owner's lawyer prepares and certifies to the City, at the owner's expense, the collateral mortgage in a form satisfactory to the City Solicitor;

3.13 The borrower shall keep in good standing any taxes or rates levied against the tenant's interest in the property.

3.14 The Departmental charge shall be 1 1/2% of the loan or $200, whichever is more, as an administration fee. This will become an eligible expense on the application.

3.15 Upon sale of a property which is secured by a collateral mortgage, the loan is due and payable in full to the City.

3.16 All loans become due and payable upon the sale, closing or moving of the borrower's business.

Appendix "O" as referred to
in Section 13 (c) of the Thirteenth
Report of the Planning and
Development Committee dated 1998 June 30

BARTON VILLAGE COMMUNITY IMPROVEMENT PLAN

TENANT LOAN GUIDELINES

17. The following guidelines apply to loans from The Corporation of the City of Hamilton to commercial tenants located within the Barton Village Community Improvement Plan Area. To be eligible for a loan, the tenant must be located in a building that is in a Business Improvement Area and the property occupied by the tenant must be specially assessed or specially assessable for the levy payable to the Board of Management of the respective Business Improvement Area.

18. Upon receipt of a satisfactory application to the City which meets the criteria of the loan program, including the criteria set out herein, loans may be made by the City for a term not exceeding ten (10) years, at the interest rate charged to owners under the Commercial Property Improvement Loan Program.

19. The interest rate shall be established at time of loan approval. Interest shall commence to run after the Interest Adjustment Date (I.A.D.) namely, the first of the month following full advancement of the loan. Repayment of loans shall be monthly but open to full repayment at any time without notice of penalty.

20. These loans are solely intended for the tenants who operate a business within the designated Community Improvement Project Areas where the owner's lands are used for non-residential and commercial purposes which, in the opinion of the City,

    (a) are intended for the eligible improvements and expenses contemplated in the Community Improvement Plan as amended herein;

    (b) fulfil the objectives of the City expressed in the Community Improvement Plan, as amended herein;

    (c) meet the security/equity and other requirements of the City's loan program including the requirements specified herein.

21. Loan amounts shall not exceed the sum of $10,000, in respect of the cost of eligible improvements to each separate location of the tenant under lease from the owner. If the tenant has more than one leasehold interest eligible for this program, the tenant may receive only a maximum of $30,000.00 in loans under the program.

22. In the event the owner of a business within a Business Improvement Area does not own the building, a loan of less than $5,000 will be secured by a Promissory Note, and for loans greater than $5,000, a collateral mortgage will be obtained on other real property owned by the tenant. For loans not secured by a collateral mortgage, the City shall have the sole discretion to decide upon a loan amount, which shall be based on the creditworthiness of the applicant and the revenue and expenses of the business.

23. Loans may be for the following types of improvements and their related expenses:
    - interior fixtures, including partitions;
    - interior decorating, including lighting, painting, wallpaper, etc.;
    - built-in showcases, freezers, special plumbing, etc.;
    - signage;
    - related professional fees (architects, engineers, appraisers, lawyers, etc.) and the application fee of the greater of 1.5% of the loan or $200;
    - such other loan program administrative fees fixed by Council from time to time.

24. Loans shall be advanced only in respect of completed work which has been inspected by the City.

25. Loans may not be made for expenses such as chattels, (such as tables, chairs, cash registers) nor shall loans be made for rental/owner occupied residential accommodation.

26. The building envelope, including exterior shell (foundation, exterior walls, roof, fire escapes, chimneys) and major systems, shall be inspected by the Building Department prior to the loan application being considered by the City. Any deficiencies shall qualify for a loan in advance of facade improvements (store fronts, aesthetics, signage, etc.).

27. The tenant will obtain two estimates for all eligible improvements after the City's inspection of the building. Where an owner personally carries out the work, only the cost of materials is eligible for a loan, upon receipt of invoices.

28. A report by the Building Department (Housing and Loans Division) on each loan will be made to the Planning and Development Committee and Council for approval. The Committee and the Council have the discretion to allow or not to allow the loan. The recommendation of the Board of Management of the local B.I.A. will be received in respect of the exterior improvement portion of loan applications.

29. Each borrower shall give the City a promissory note in respect of each loan; and as security for repayment of the loan made by the City, the borrower shall:

    (i) where the borrower is a limited company, provide the City with the personal guarantee of at least the majority of the owner(s) of the shares, together with documents satisfactory to the City confirming the authorization of the Corporation to apply for the loan and give the loan security to the City;

    (ii) the tenant must have at least 25% equity, after covering outstanding property encumbrances, including the amount of the City's loan, on the property the tenant grants the City a collateral mortgage;

    (iii) the tenant may grant the City a collateral mortgage in other property that meets the City's equity requirements, provided the owner's lawyer prepares and certifies to the City, at the owner's expense, the collateral mortgage in a form satisfactory to the City Solicitor;

30. The borrower shall keep in good standing any taxes or rates levied against the tenant's interest in the property.

31. The Departmental charge shall be 1 1/2% of the loan or $200, whichever is more, as an administration fee. This will become an eligible expense on the application.

32. Upon sale of a property which is secured by a collateral mortgage, the loan is due and payable in full to the City.

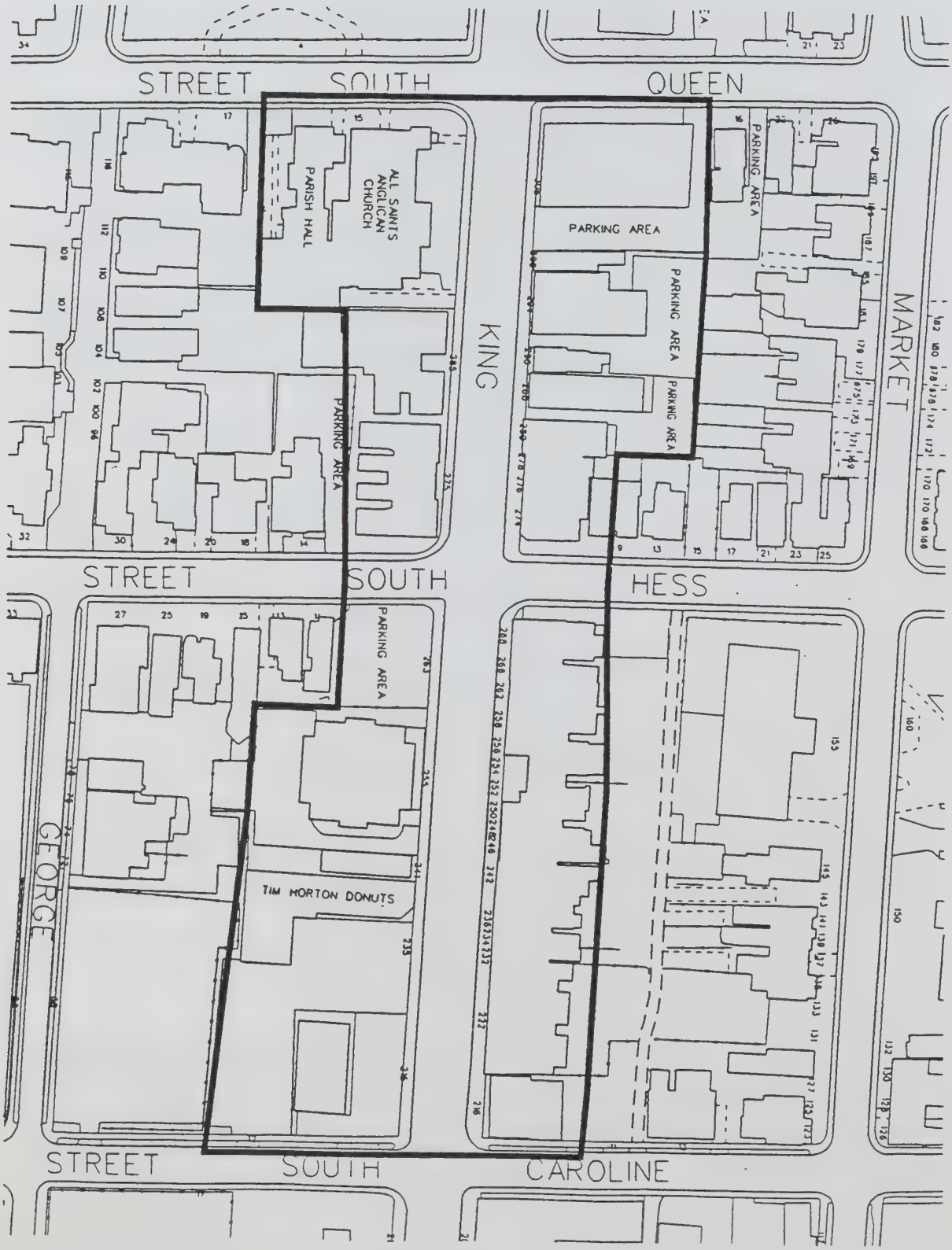
33. All loans become due and payable upon the sale, closing or moving of the borrower's business.

34. Grants to Tenants

    The provisions of By-law No. 98-103 on grants to the owners of lands shall apply to grants to the tenants of property located in the Barton Village Community Improvement Plan Area with the necessary changes, except as amended by this section.

35. Grant amounts shall not exceed the sum of $5,000, in respect of the cost of eligible improvements to each separate location of the tenant under lease from the owner. If the tenant has more than one leasehold interest eligible for this program, the tenant may receive only a maximum of $15,000 in loans under the program.

Appendix "P" as referred to in
Section 14 (a) of the Thirteenth Report
of the Planning and Development
Committee dated 1998 June 30



KING ST. W. PROPOSED BIA.

Appendix "Q" as referred to in
Section 14 (a) of the Thirteenth Report
of the Planning and Development
Committee dated 1998 June 30

SMALL TALK
CLOTHING CO
for kids

300 KING STREET WEST, HAMILTON, ONTARIO L8P 1B1 (905) 523-0300

March 1st, 1998

Attention: **Jeanne Pacey,**

We the undersigned would like to formally request that King Street West between Caroline Street and Queen Street be designated as a Business Improvement Area to be called simply **King Street West.** This name will allow for the potential expantion of our area at any time in the future further west to Dundurn or east to Bay Streets. Please feel free to contact me with any questions or concerns.

Thank you,

Catherine Sennett,
Chairperson.

FILE No. 98 6025.
DEPT. PUBLIC WORKS
MAY 08 1998

	INFO ONLY/NOT REQD		
MA			
MSS			
MP	✓		
MCEM			
MES			
CCAS			
HGRT			
DENG			
PME	✓		
PDC			
SMM			
SSS			

J Pacey

Elected Board of Directors:

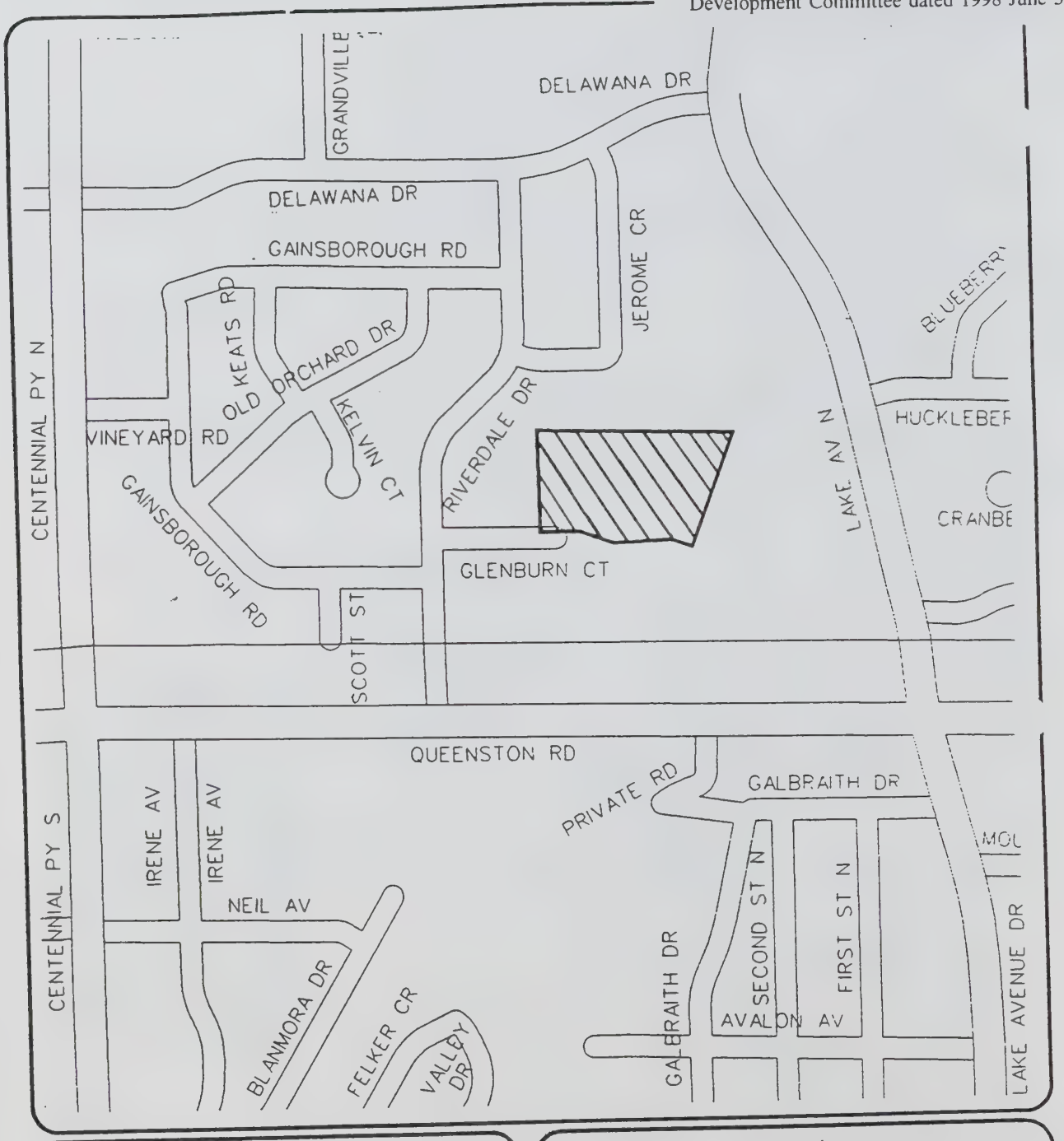
Chairperson: Catherine Sennett
Small Talk Clothing Co.
523-0300, fax 526-7270

Vice-Chair: Mike Zaccaria
Adrian Michael Hair Fashion
522-4247

Secretary/ Treasurer: Trudy Parsons
Keyin Tech
777-1332, fax 777-8711

cc: Hazel Milsome

Appendix "R" as referred to
in Section 23 (a) of the Thirteenth
Report of the Planning and
Development Committee dated 1998 June 30



City of Hamilton

Key Map

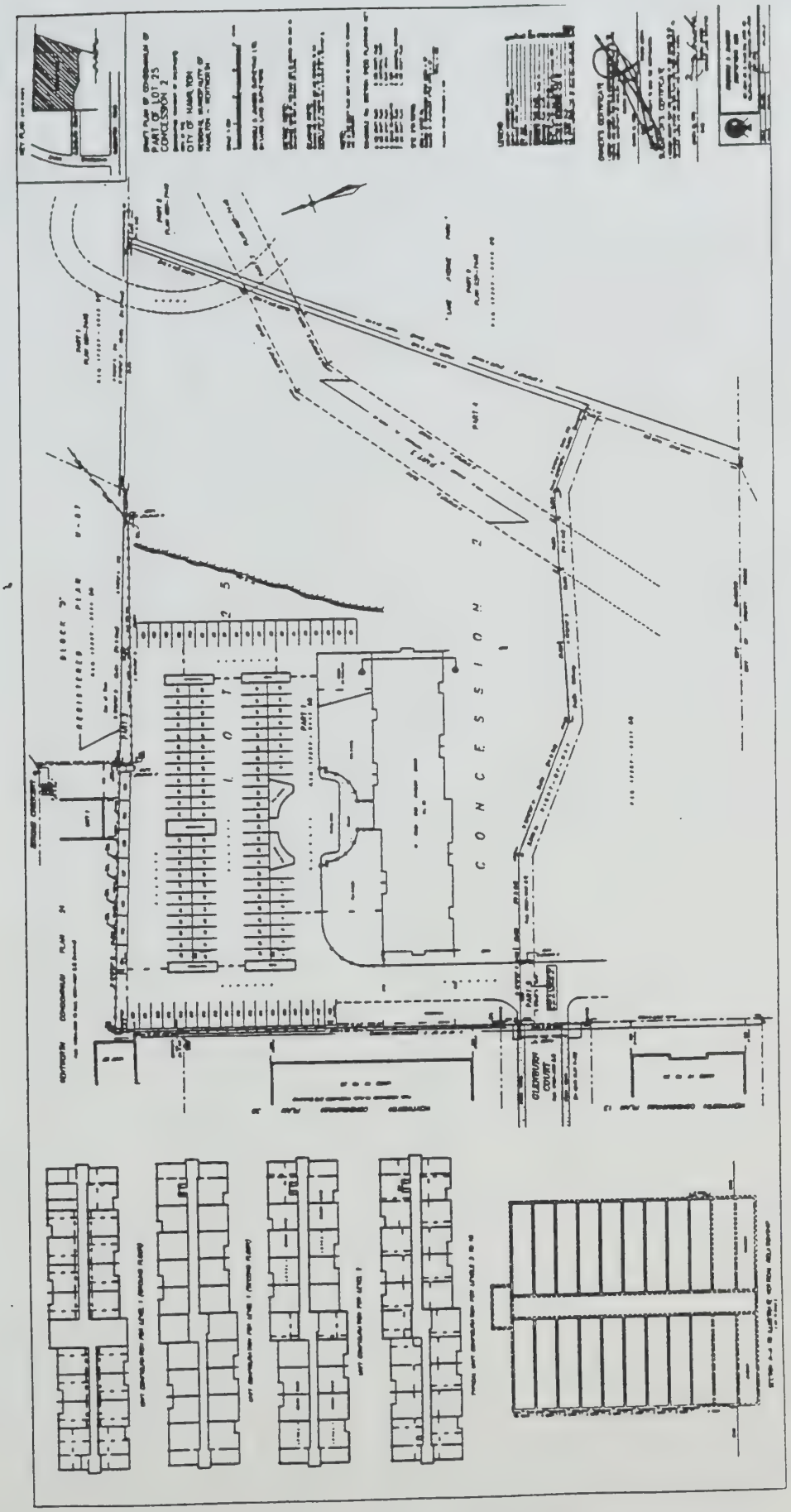
CDM-CONV-98-003

Planning and Development Department

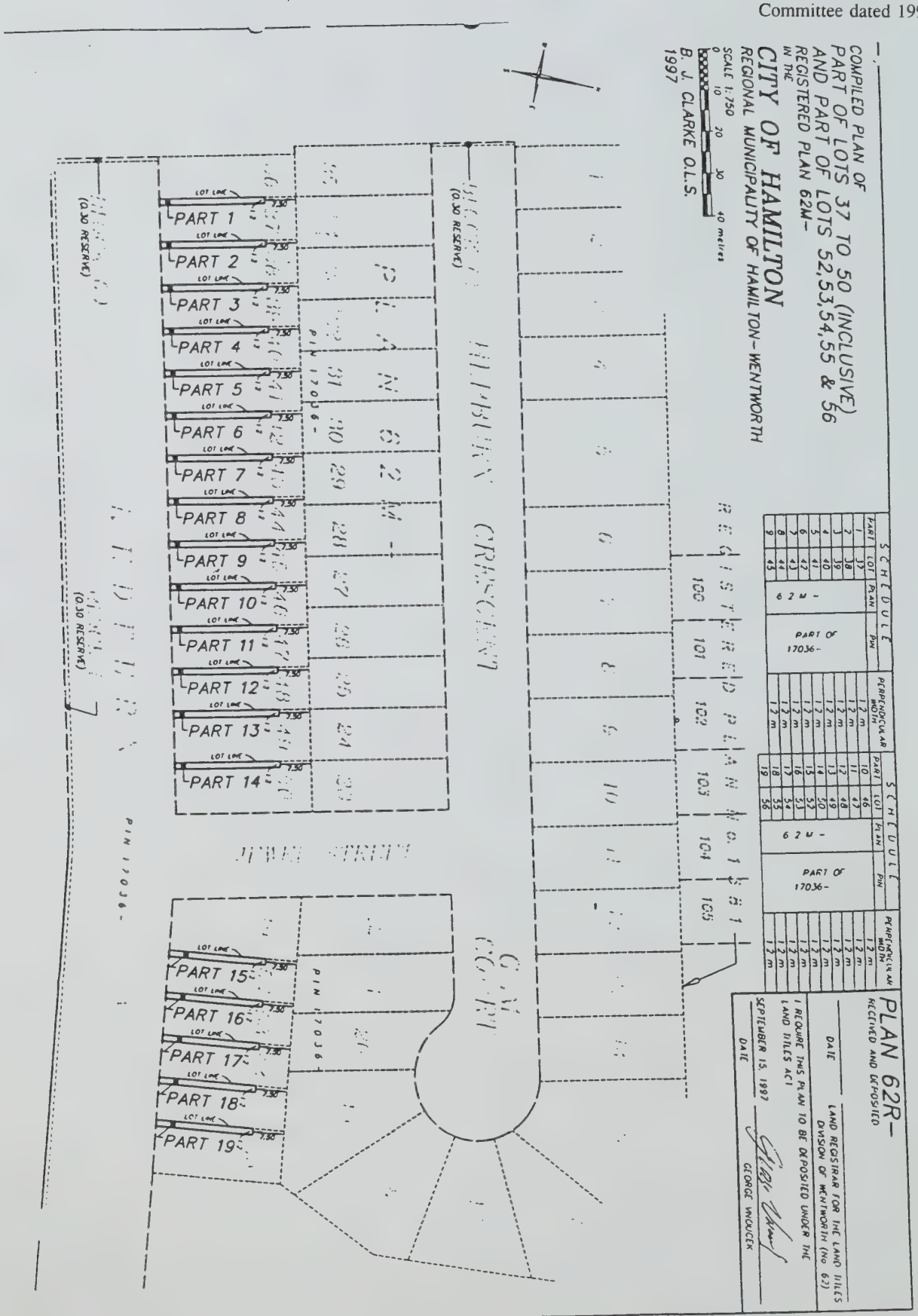
Legend

75 Glenburn Court

North	Scale	Reference File No.
	NOT TO SCALE	CDM-CONV-98-003
	Date	Drawn By
	April 1998	B.B


CONCESSION 2
LOT 25

Appendix "T" as referred to in Section 27 (a) of the Thirteenth Report of the Planning and Development Committee dated 1998 June 30



APPENDIX "A"

FINANCE & ADMINISTRATION COMMITTEE

REPORT OF THE FINANCE AND ADMINISTRATION COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Finance and Administration Committee presents its **SEVENTEENTH** Report for 1998 and respectfully recommends:

1. (a) That the City be authorized to enter into Extension Agreements, if required, in a form satisfactory to the City Solicitor and the City Treasurer pursuant to Section 8 of the Municipal Tax Sales Act, with the owners of the following properties to extend the time open for payment of realty tax arrears in accordance with the policy for extension agreements approved by City Council on 1994 June 28:

9 Robert	928 King E.
84 Cannon E.	11 Strathcona N.
22 Locke S.	231 Gage N.
8 Locke N.	15 Ainslie
249 Victoria N.	540 Woodward
490 Nash N.	9 Wentworth N.
11 Rebecca	1430 Main E.
4 Dartnall	215 Hess N.
286 Sanford N.	231 Cannon E.
556 Upper Sherman	300 Acadia
1403 Main E.	590 Main E.
928 King E.	71 Erie
352 East 36th	73 Erie
1 Somerset	

(b) That a by-law to authorize the said Extension Agreements be enacted by Council; and,

(c) That the Mayor and City Clerk be authorized to execute the aforesaid by-law and extension agreements.

2. That purchase orders be issued for the supply and delivery of gasoline and diesel fuels to various City Departments as and when required to 2001 June 30, with the option to renew for two (2) one-year terms in accordance with specifications issued by the Manager of Purchasing, Public Transport/HSR and vendors' tenders, and be financed through various approved accounts, as follows:

Petro Canada	
Regular unleaded gasoline	$.1903
Premium unleaded gasoline	.2252
Regular Low Sulphur Diesel	.1870
Shell Canada	
Premium low sulphur diesel	$.1985
Sunoco Inc.	
Regular blended unleaded gasoline	$.2006
Premium blended unleaded gasoline	.2331

All gasoline prices are plus excise tax @ $.10 per litre; road tax @ $.1470 per litre; and GST.

All diesel prices are plus excise tax @ $.04 per litre; road tax @ $.1430 per litre; and GST.

3. That a purchase order be issued to Morgan-Scott, Mississauga, Ontario, for the supply and delivery of various janitorial paper products during 1998-1999 to the City of Hamilton - Purchasing Stores, being the lowest of five (5) tenders received, in accordance with specifications issued by Purchasing and Vendor's tender and be financed through Stores Inventory Account No. CH56103 28999.

4. That a By-law to Appoint an Acting Clerk be enacted by Council.

5. That approval be given to the action taken in hosting a reception on Saturday, 1998 June 6, by the City of Hamilton for an estimated cost of $2,479.50 to be charged to Account No. CH54314-84010 Special Receptions/Dignitaries Hosting.

6. That the submission by Econometrics Research Limited (ERL) and Social Planning and Research Council of Hamilton-Wentworth (SPRC) be selected as the consultants to undertake the Social and Economic Impact Study for Charity Casinos (Charity Gaming Clubs) at a cost of $20,000 plus GST, to be financed from the 1998 Current Budget, Account Centre No. CH24101 55046.

7. That the Mayor and the City Clerk be authorized to execute a 90 day extension (from 1998 April 30 to 1998 July 30) to the master lease agreement for leasing services with IBM Canada Limited in a form satisfactory to the City Solicitor.

8. That the City Treasurer be authorized to transfer the excess debenture proceeds of $7,194.93 from City Hall - Roof Replacement project, Account Centre No. CF 258453001 (City By-Law No. 95-090) to 1996 Road and Sidewalk Reconstruction Program, Account Centre No. CF 529642001 (City By-Law No. 96-050).

9. That the 1998 Grants Budget be released in advance of the final approval of the 1998 Current Budget to alleviate cash flow problems being experienced by the various successful grant applicants for both the General and Convention/Reception Grants.

10. That with respect to rear portions of 1472 and 1496 Upper Gage Avenue expropriated by Expropriation Plan LT 494229 on 1998 March 16 (pursuant to Expropriation By-law No. 98-068 enacted 1998 February 10) for highway and municipal purposes, namely the extension of Elmore Drive, the City Clerk be authorized and directed to:

    (a) Sign and serve Notice in accordance with Section 39 of The Expropriations Act that possession of the expropriated land is required; and,

    (b) Sign and serve Offers of Compensation in accordance with Section 25 of The Expropriations Act for the expropriated lands as follows:

        (i) For the rear portion of 1472 Upper Gage Avenue, designated as Parts 1 and 2 on Expropriation Plan LT 494229, former owners, John Murray Crockett & spouse and Barbara Elizabeth Crockett & spouse, the sum of $9,750; and,

        (ii) For the rear portion of 1496 Upper Gage Avenue, designated as Parts 3 and 4 on Expropriation Plan LT 494229, former owners, Bertilla Zanesco, in trust, Corrado Zanesco, Doris Zanesco, Paul Zanesco, and spouses of the former owners, the sum of $25,500; and the former tenants, Susan and Donald Clewley, for $1.

11. (a) That the City Clerk be delegated the authority to respond to the Alcohol and Gaming Commission of Ontario (AGCO) on applications for special liquor permits for special events being held in the City of Hamilton, subject to the following:

        (i) That the terms and conditions of the Special Events Guidelines, approved by City Council on 1997 June, attached herewith and marked Appendix "A", are met with the exception of the requirement for a site map of the event being submitted sixty (60) days prior to the event; and,

(ii) That the Aldermen for the Ward are in support of the application; and,

(iii) That the City Clerk provide a regular information report to the Finance and Administration Committee on actions taken; and,

(b) That in the event that both Ward Aldermen do not support the application, that the City Clerk submit the request to the Finance and Administration Committee for consideration.

12. (a) That each of Licensing By-Laws 76-32 Body Rub Parlours; 79-144 Adult Entertainment Parlours; 80-259 Second Level Lodging House; 93-069 Licensing Code; 93-240 Lottery; and 95-173 Adult Video, as amended, be further amended as set out below:

(i) That the City Clerk issue lottery licenses in accordance with regulations set out below, attached herewith and marked "Appendix B"; and,

(ii) That the Building Commissioner issue business licences in accordance with regulations set out in the Appendix; and,

(iii) That the City of Hamilton Licensing Committee hold hearings respecting appeals which have resulted from the City Clerk's or Building Commissioner's:

(1) Refusal to issue or renew licences; or,

(2) Recommendation to suspend or revoke licences; and,

(iv) That appropriate sections of the above by-laws be replaced to make improvements to and conform with Section 257.1-7 of The Municipal Act as set out in the Appendix; and,

(v) (1) That an incentive of 10% or $15, whichever is less, be provided for issuance of each 1998 business licence and renewal, commencing with the start-up of the new computer system and ending on 1998 December 1; and,

(2) That a late renewal re-instatement fee be established; and,

(3) That renewal dates for 1999 be staggered and licence fees pro-rated; and,

(b) That the City Solicitor be authorized and directed to prepare the appropriate consolidated by-laws for enactment.

13. That the following Commercial Property Improvement Loans, in the total amount of $160,933.81, be written off and charged to the Commercial Property Improvement Loan Program, Account No. CH 17116 00329.

Loan No.	Amount	Loan No.	Amount
27	$22,764.93	53	$37,728.56
74	29,975.76	88	8,625.83
121	33,364.93	5	3,003.76
114	25,470.04		

14. That the request from James Street Baptist Church for a deferral on Community Heritage Trust Fund Program loan repayments for a period of one year, from 1998 August 1 up to 1999 July 31, after which time the borrower will be required to resume monthly payments of $555.13, be approved.

15. (a) That approval be given to amend City of Hamilton Licensing By-Law 93-069, as amended, Schedule 32, governing public garages, by introducing new regulations and amending existing regulations respecting minimum requirements pertaining to commercial parking lots, on the following basis:

(i) That Sub-Section 1 be amended by adding the following clauses:

"(b) "landscaped area" shall mean an area of land provided and maintained on the same lot on which the building, structure or use is situated, no part of which shall be other than:

i) fully and completely open and exposed to natural light and air and unobstructed above the surface; and,

ii) used exclusively for scenic, recreational or like uses; and,

iii) not less than 50% of which shall be natural earth comprised of the natural planting of grass lawns, trees, shrubs and flowers in such manner as to establish and enhance the beautification of the landscaped area and any building or structure on the same lot, and may include a planting strip, but shall not include area used for parking space, manoeuvring space, access or egress driveways or any other vehicular purpose of any kind, nor any area occupied by an accessory building, nor any open space beneath, within or on the roof of any building; and,

(c) "Planting strip" means an area of land growing ornamental shrubs or trees or both, suitable to the soil and climatic conditions of the area of land for the sole purpose of providing a visual barrier or buffer; and,"

(ii) That Clause 4.(3)(d) be amended by adding the words "paving, fencing, markings, bumpers/wheel barriers and lighting" after the word Landscaping, so that the clause reads, "Landscaping, paving, fencing, markings, bumpers/wheel barriers and lighting; and,

(iii) That Sub-Section 7.(1)(a) be amended by deleting Clauses (i),(ii),(iii),(iv) and (v) and rewording Sub-Section (a) to read; "A permanent durable and dustless surface that is graded, drained, and paved with concrete or asphalt or a combination of concrete and asphalt shall be provided and maintained on all outside areas to which motor vehicles will have access." so as to coincide with the requirements of the City of Hamilton Zoning By-Law Section 18A.(30); and,

(iv) That Sub-Section 7.(1)(b) be amended by deleting the words "at least twenty inches high" from the fourth line; and,

(v) That Sub-Section 7.(1) be amended by adding the following clauses:

"(e) A landscaped area with a planting strip having a minimum average width of 2.0 metres (6.56') but not less than 1.0 metres (3.28') in width, shall be provided and maintained along the entire street line of the lot, except for the area used for access driveways; and,

(f) An area landscaped with a planting strip of not less than 1.5 metres (4.92") in width shall be provided and maintained along and within every side lot line and rear lot line that abuts a residential district or use; and,

(g) A visual barrier not less than 1.2 metres (3.94') and not more than 2.0 metres (6.56') in height shall be provided and maintained along every side lot line and rear lot line of a public parking lot which adjoins a residential district or use, except that no visual barrier shall be situated less than 3.0 metres (9.84') in distance from a front lot line; and,

(h) All open areas, except areas required to be landscaped, shall be paved with asphalt or concrete, and so graded or drained as to ensure that surface water will not escape to neighbouring lands; and,

(i) Every lighting facility shall be so designed, installed and maintained as to ensure that light is deflected away from all lands designated for residential uses, and any lighting of signs shall similarly be so deflected; and,

(j) Lighting shall be provided to a minimum level of 5 foot candles in all areas used for parking and access of vehicles as well as those areas used for pedestrian access to and from the parking areas. Readings to be taken at 3 feet from the ground; and,"

(vi) That a new Subsection 7(3) be added as follows:

"(a) Except as provided in subsection b), the operator of every parking station and parking lot shall provide and maintain the facilities as set out in the approved plot plan required by Section 4 prior to the issuance of the licence."; and,

(b) Where a similar licence was in effect for the previous year with respect to the same premises and the existing facilities pertaining to landscaping , paving, fencing, markings, bumpers/wheel stops and minimum lighting are not in accordance with the requirements as set out in this by-law then; and,

(i) The operator shall provide a satisfactory plot plan in accordance with Section 4, notwithstanding the exemption contained therein, and;

(ii) The operator shall provide these facilities in accordance with the approved plot plan; and,

(c) The requirements of Sub-Section 7.(3)(b)(ii) shall be effective one year from the date of the passing of this amendment; and,"

(b) That the Building Commissioner be authorized and directed to pro-actively enforce the requirements of the Licensing By-law as amended regarding parking lots in the downtown area; and,

(c) That the City Solicitor be authorized and directed to prepare the appropriate amended By-law for enactment.

16. (a) That a purchase order be issued to McMaster University, Hamilton, Ontario for the provision of an Occupational Health and Exposure Programme, for a period of one (1) 12-month term with an option in favour of the City to renew for two (2) 12-month terms, in accordance with a Request for Proposal issued by the Purchasing Department and Vendors Proposal; and,

(b) That this expenditure be financed through the current budget account established for this program CH 555XX 48050 - Medical Surveillance; and,

(c) That the Mayor and the City Clerk be authorized and directed to execute a contract for the above in a form satisfactory to the City Solicitor.

17. (a) That the Mayor and City Clerk be authorized to execute a Municipal Capital Facility Agreement with The Hamilton East Kiwanis Boys' and Girls' Club Inc. The Agreement will govern the provision of the operation of the facility by the Hamilton East Kiwanis Boys' and Girls' Club for the City of Hamilton; and,

(b) That the City Solicitor be authorized and directed to prepare the appropriate By-law for enactment; and,

(c) That the City Clerk give Notice of passage of the By-Law to the Minister of Education and Training, the Regional Assessment Commissioner and to the Clerk of the Regional Municipality of Hamilton-Wentworth and to the Secretaries of the Hamilton District School Board and the Hamilton-Wentworth Catholic District School Board; and,

(d) That upon enactment of the By-Law, the City Treasurer strike from the tax roll the Hamilton East Kiwanis Boys' and Girls' Club's taxes from the date of enactment of the By-Law.

18. (a) That approval be given to issue a purchase order in the amount of $19,688 inclusive of G.S.T.($1,288) to commission Terraprobe Limited of Hamilton to provide further consultative and investigative work in relation to the slope rehabilitation on City property at 125 Barton Street West and provide engineering services, specifications and drawings for tendering purposes to be financed from Capital Fund Account - Embankment Stabilization CF319741039; and,

(b) That the City Solicitor be authorized to enter into "Authority to Enter" documents with the owners of 231 Bay Street North (David Frederick Laing Dawson and Marlaise Josepha Cahill); 221 Bay Street North (Pin Khu and Ani Khu); 219 Bay Street North (Khuong Dai and Yen The Dai); 215 Bay Street North (Mark William Marsdin and John George Marsdin); 211 Bay Street North (Calogero Bartolotta and Rosa Bartolotta); 207 Bay Street North (Sam Buscarino and Carmela Buscarino); 205 Bay Street North (Nancy Partito); 201 Bay Street North (Frank Vassallo and Maria Vassallo); 64 Sheaffe Street (Raffaele Garlisi and Concettina Garlisi); 66 Sheaffe Street (Edward Partito and Angeline Partito); and 70 Sheaffe Street (Cipolla Estate); and,

(c) That a reference plan be prepared in order to delineate the easement requirements.

19. (a) That the Corporation of the City of Hamilton exercise its third and final year option and continue to contract with Engage Energy Canada, L.P. for the supply of natural gas under the Bundled Transportation Service Agreement for the period 1998 November 1 through to 1999 October 31 at a price equivalent to the variable monthly indexed pricing as published by the Alberta Energy Corporation (AECO) plus Engage Energy's margin of $0.004/gigajoule and $0.025/gigajoule for Energy Management Services, this being the lowest acceptable bid received in accordance with specifications issued by the Purchasing Division, Ref. C19-8-96; and,

(b) That the Corporation of the City of Hamilton extend the term of the contract with Engage Energy Canada, L.P. for one year from 1999 November 1 to 2000 October 31; and,

(c) That the Mayor and City Clerk be authorized and directed to execute the revised contracts in a form satisfactory to the City Solicitor.

20. (a) That approval be given to issue a Purchase Order to MBM Mechanical & Welding Ltd. of Stoney Creek, Ontario in the amount of $97,229.50 inclusive of G.S.T.($5,660.81) and contingency of $10,700 to supply the necessary labour and materials to replace the two main heating boilers located in the penthouse of Hamilton Place, this being the lowest of two acceptable alternative bids received in accordance with the specifications issued by the Purchasing Division, Ref. C2-898; and,

(b) That the work be financed from the Capital Funds Account CF709851035 ($100,000) as approved by the Committee of the Whole during the 1998 - 2007 Capital Budget deliberations.

21. (a) That the Mayor and the Chairman of the Finance and Administration Committee, or Committee Vice Chairman in the absence of the Committee Chairman, be authorized to award the contracts relating to the Council Chambers Renovations and Barrier Free Design Modifications projects, provided that:

    (i) The recommended tender(s) meets the tender specifications for the contract(s) and is the lowest qualified bid; and,

    (ii) That cost of the contracts to be awarded shall not exceed the cumulative amount of $422,106 (inclusive of GST); and,

    (b) That the costs of the contracts to be awarded be funded from accounts CF 709841056 (City Hall-1998 Retrofit-Phase I, available funds $250,000) and CF 329441017 (Barrier Free Design Modifications, all City Buildings, available funds $172,106); and,

    (c) That the Director of Culture and Recreation report back to the Finance and Administration Committee and City Council respecting the outcome of the tender process; and,

    (d) That the Mayor and the City Clerk be authorized to execute all necessary documents respecting subsection (a), in a form satisfactory to the City Solicitor.

22. (a) That the City Treasurer be authorized to suspend temporarily the City's Investment Policy until the tax collection of the 4th instalment, due to the delay in collection of the City's tax revenue; and,

    (b) That the Mayor write to the Honourable Minister of Municipal Affairs and Housing requesting a grant at an estimated amount of $1,750,000 to the Hamilton taxpayers for the shortfall in investment income and interest expenses because of the City's borrowing due to the delay in the collection of the City's tax revenue caused by the delay in submitting the Assessment Roll by the Province of Ontario.

23. (a) That the City accept a settlement of the outstanding business taxes applicable to the Chattanooga Creek Ltd., 75 Centennial Parkway North, in the amount of $ 29,795.22; and,

    (b) That the City accept a settlement of the outstanding business taxes applicable to Dimaggios American Italian Eatery, 1705 Main Street West, in the amount of $3,750; and,

(c) That where prior Committee approval cannot be obtained due to time constraints, Treasury staff be authorized to settle outstanding business tax accounts where a distrain has taken place and settlement is deemed to be in the best financial interests of the City, subject to a subsequent report to the Committee outlining the details of the settlement.

24. (a) That two Senior Property Officer/Appraiser positions from the current five (5) Senior Property Officer/Appraiser complement be eliminated; and,

(b) That two positions be established titled Chief Appraiser and Chief Property Officer and that job documentation for these positions be prepared and forwarded to Human Resource Services for review and establishment of salary classification.

25. (a) That an Offer to Purchase 897 Barton Street for the price of $35,000, executed by John I. Stypsianos and Michael Stypsianos, dated 1998 June 1, be accepted. The said land has a frontage along the northerly limit of Barton Street East of 13.81 metres (45.31 feet) more or less, a depth of 33.53 metres (110.01 feet) more or less, comprising a total area of 462 square metres (4,973 square feet) more or less, being part of Lot 3 and all of Lot 4, Registered Plan No. 374, said transaction scheduled to close on 1998 August 6. Funds derived from this sale, less commission, plus GST, be credited to Account Centre CH 00202 (Offstreet Parking Reserve); and,

(b) That it be understood and agreed that:

(i) The purchaser may be required to pay development and sewer charges; and,

(ii) The Purchaser acknowledges that there is an encroachment on the subject property from adjacent structures. The Purchaser agrees to accept title to the subject property subject to said encroachments which shall not affect the purchase price; and,

(c) That the required deposit in the amount of $3,500 be held by the City Treasurer pending Council approval; and,

(d) That upon successful completion of this sale, a real estate commission of 5% of the sale price, plus GST, be paid to Star Real Estate Limited (Sales Representative David G. Field), who acted in this matter; and,

(e) That the City Clerk be authorized and directed to execute and issue a Certificate of Compliance in the form prescribed pursuant to Section 193 of the Municipal Act incorporating the following:

(i) Satisfactory notice has been given to the public of the intended sale; and,

(ii) An appraisal of the fair market value of the real property intended to be sold was obtained on 1998 May 29.

26. (a) That the City resolve Ontario Court (General Division) Small Claims Court Action No. 13948/97 by the payment to the Plaintiff, Pierre D'Eon, of the sum of $450, inclusive of all damages, interest and costs; and,

(b) That the Plaintiff be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,

(c) That Ontario Court (General Division) Small Claims Court Action No. 13948/97 be dismissed without costs.

27. (a) That the City of Hamilton resolve Ontario Court (General Division) Action # 13542/96 by the payment to the Plaintiff, Ella Montgomery, of the sum of $22,177.25, inclusive of all claims for damages, interest and costs; and,

(b) That the Plaintiff be required to execute a Full and Final Release in a form satisfactory to the City Solicitor; and,

(c) That Ontario Court (General Division) Action # 13542/96 be dismissed without costs.

28. That a Millennium Committee be struck consisting of the Mayor, the Chairmen of the City's four Standing Committees, the Chairman of H.E.C.F.I. and with the assistance of the City's Special Events Advisory Team.

29. That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) D-31 A By-law to Authorize an Extension Agreement for Payment of Realty Tax Arrears.

(b) D-32 A By-law to Authorize 1998 Debenture Projects and Amounts.

(c) D-33 A By-law to Replace Schedule 17 of Licensing By-law No. 79-323 as Consolidated in By-law No. 93-069 Respecting: Salvage and Second-Hand Goods Businesses.

(d) D-34 A By-law to Appoint: An Acting Clerk.

(e) D-36 A By-law to Confirm the Proceedings of the Council of The Corporation of the City of Hamilton.

Respectfully submitted,

ALDERMAN D. WILSON, CHAIRMAN
FINANCE AND ADMINISTRATION COMMITTEE

Susan K. Reeder
Secretary
1998 June 23

Appendix "A" referred to in Section 11 of the SEVENTEENTH Report of the Finance and Administration Committee for 1998

Special Events Guidelines
Standard Terms and Conditions

1. That insurance as deemed necessary in the amount of $2 million, $3 million or $5 million Comprehensive General Liability Insurance for Property Damage, Bodily Injury and where applicable, to include, Participant Liability, Liquor Liability, garbage Liability, Non-Owner and Owned Automobile coverage, Watercraft, Tenant Legal Liability and any other deemed necessary and satisfactory to the City Solicitor, subject to cross-liability and severability provisions, naming the City as an additional insured.

2. That all requirements as identified by the Alcohol and Gaming Commission of Ontario are met; and,

3. That the Alcohol and Gaming Commission of Ontario be advised that the Hamilton City Council is aware of the listed events being held and deems these events to be community festivals of municipal significance to the City of Hamilton; and,

4. That in this regard, the City of Hamilton has no objections to the issuance of a special occasions permit for the events; and,

5. That alcoholic beverages be served in a confined area; and,

6. That organizers and their workers who are providing alcoholic beverages be encouraged to participate on a voluntary basis, in a "Server Intervention Training Program"; and,

7. That the event organizers enter into a License Agreement satisfactory to the City Solicitor; and,

8. That the applicant assume responsibility for all labour charges associated with the event (set-up, dismantling, clean-up, etc.); and,

9. That Special Duty Officers, as deemed necessary by the Hamilton-Wentworth Regional Police, be provided at the applicant's expenses; and,

10. That permission be granted to the event organizers to hold carnival/midway rides in the parks during their event; and,

11. That all event organizers use a qualified, licensed supervisor to light the fireworks display; and,

12. That all event organizers adhere to Fireworks By-law No. 90-198; and,

13. That a site map, specific to each event, be submitted sixty (60) days prior to the event; and,

14. That the Public Works and Traffic Department's Street Vendors Program at Bayfront, Gage, and Dundurn Parks be allowed to remain open throughout the events; and,

15. That applications for a Special Event will be subject to the Terms and Conditions of the Special Events Guidelines, as amended.

Appendix "B" referred to in Section 12 of the SEVENTEENTH Report of the Finance and Administration Committee for 1998

Business and Lottery Licence Application Processing, Approval, and Issuance

Administration of the Lottery Licenses shall be by the City Clerk and administration for Business Licenses by the Building Commissioner.

Enforcement of the By-laws shall be carried out by By-law Enforcement Officers of the City. Licence Inspectors of the Building Department shall enforce business licences and Licence Inspectors of the City Clerk's Department shall enforce lottery licences. In accordance with the Police Services Act, Police Officers shall also enforce these by-law.

Provincial Lottery Licence forms shall be used for application purposes for lottery licences.

- Applications for a lottery, business, trade, or occupation shall be in writing.
- Applicants for Municipal Lottery Licenses shall use one of the following Provincial Lottery Forms: Bingo Lottery, Break Open Ticket Lottery, Raffle Lottery, and Bazaar Lottery.
- Applicants for business licenses shall pay a $50 non-refundable processing fee for each new or transfer application for each class of business licence applied for.
- Applicants for garage business licenses shall pay a single $50 fee only for one or more classes of garage licence.
- Applicants for a business licence shall pay the prescribed licence fee and upon approval shall be entitled to a licence for one year from the date of issuance unless otherwise specified in the schedule.
- Applicants for lottery licences shall be charged a 3% fee calculated on the total retail value of prizes to be given away.
- Once a business licence application has been completed, signed and fee paid, the Building Commissioner shall forward a copy of the licence application to the applicable departments specified in the schedule to request that an investigation or test be carried out. The nature of the investigation or test (for competency) will relate specifically to the proposed business, trade, or occupation applied for. The report shall be sent back to the Building Commissioner with the results of the inspection or test.
- The inspecting departments may include one or more of the following: Building, Fire, Health, Traffic, City Clerk, Hamilton-Wentworth Regional Police, or other departments as required by the licence schedule.

- If the application is for the renewal of a licence which was valid in the preceding year, inspection reports may be waived and upon payment of the renewal fee the licence may be re-issued for a further year. In the case of a renewal of a lottery licence, the fee will be 3% of the total prizes to be given away.

- Notwithstanding the applicable business licence fees, 1998 licence holders and applicants applying for new or transfer licenses shall be entitled until 1998 December 1 to a 10% reduction on their licence fees or $15, whichever is less. This reduction shall be applied on a one time basis until 1998 December 1, following which the reduction will expire.

- Applicants renewing 1998 business licences after 1999 January 1 are required to pay a $25 re-instatement fee in addition to the annual licence fee.

- Applicants must fully comply with the requirements of the schedule, prior to the licence application being considered for approval by the Building Commissioner or City Clerk.

- Where there is no adverse departmental report and if the applicable character and/or driving record complies with the departmental policy standard approved by City Council on licence issuance, the Building Commissioner will approve and issue the licence.

- The Building Commissioner may issue a conditional licence in accordance with the policy standard approved by City Council

- When a lottery licence application complies with Provincial Law or Provincial Policy Manual, as well as the City By-law and the proceeds from the lottery will be used to benefit the community, the City Clerk will approve and issue the licence.

- Business licences shall be issued for one year, unless otherwise specified in the by-law schedule. Licence application fees are refundable if the application is cancelled.

  The $50 processing fee is non-refundable.

- The licensing by-laws shall be amended to include the regulations contained in Section 257. 1-7 of The Municipal Act including: power to licence any business; to define and separately licence classes of businesses; power to impose conditions on licence holders; power to restrict the hours of operation of a business; new inspection powers; power to impose special conditions on a business as a requirement of continuing to hold a licence; and power to set licence fees taking into account the cost of administration and enforcement. Licensing by-laws will expire the earlier of five years after they come into force or the day they are repealed.

- Limitations to these powers include licensing decisions being open to judicial review based on the courts interpretation of the by-laws.

- The term of a lottery licence shall not exceed one year. Lottery licence fees are refundable, subject to Provincial Law and City By-law, if the event(s) is cancelled, excepting a Raffle Lottery where sale of tickets have commenced.

- Applicants renewing business licences in subsequent years will be required to pay a $25 re-instatement fee if the current year's licence is renewed after the expiry date of the licence.

- The Building Commissioner shall sign all business licence certificates. The mechanical reproduction of the signature is acceptable.

- The licence certificate, identification cards, or licence plates are the property of the City.

- Municipal lottery licence certificates are the property of the City.

- If investigation discloses any breach of the law or by-law or the applicant's character is not good according to the departmental policy standard approved by City Council on licence refusal, the Building Commissioner shall refuse to issue a business licence.

- If investigation discloses any breach of the law or by-law the City Clerk shall refuse to issue a lottery licence.

- The By-law requires that licensed premises are kept clean and orderly and licensed vehicles are to be maintained in a clean and safe manner, suitable for their intended purpose.

- All Licence Inspectors, other authorized inspectors, and Hamilton-Wentworth Police may inspect at all reasonable times.

- A fee of $10 shall be charged for replacement of a lost licence certificate, a fee of $5 for a replacement photo I.D. Card, and a fee of $50 for a replacement licence plate.

- If a business licence application is for a renewal of a business licence held the previous year, a declaration respecting any change in the use of the business or nature of the business is required. The declaration shall also include a statement concerning no criminal convictions for those licences requiring character checks.

The Licensing Committee may suspend, revoke, or not renew a business or lottery licence:

- In accordance with Section 257.3 of The Municipal Act, or where the licensee has been convicted under the Provincial Offenses Act.

- Any person who is refused a licence or renewal or has been notified of the intended recommendation to suspend or revoke a licence by either the City Clerk or Building Commissioner, may appeal in writing, setting out the grounds for appeal and shall be filed with the Secretary of the Licensing Committee within 30 days of such action being taken.

- The Licensing Committee shall convene a hearing after receipt of the appeal by the Secretary, and such hearing shall be held no later than sixty (60) days from the date of receipt of the appeal.

- The Licensing Committee shall hear all appeals.

- All decisions respecting hearings by the Licensing Committee where the application is issued, denied, suspended, revoked, or not renewed shall be reported to the Council.

- When the Licensing Committee has held a hearing and has refused to issue, transfer, or renew a licence or has suspended or revoked a licence and City Council has made a decision with respect to a recommendation of the Committee, any re-hearing with respect to that licence shall not be considered for one year from the date of the decision by City Council.

- A refund of part of the business licence fee proportionate to the unexpired portion of the year shall be made to a person that has his/her licence revoked.

- A refund of the portion of the lottery licence fee shall be paid for lottery events not yet conducted or held.

- Notice of the decision of City Council as to the refusal to issue or renew, suspend or revoke a licence shall be signed by the Secretary and sent by registered mail or delivered in person to the last known address of the licence holder. Upon such notification, the licence which has been suspended or revoked shall cease to be valid.

- Upon suspension or revocation of the licence, or if the business ceases to operate, the licence holder is required to return any licences, certificates, licence plates, stickers, and photo identification cards to the Building Commissioner or City Clerk.

Departmental Policy Standard
Character and Driving Record Criteria
For Conditional Issuance and Refusal
Of Mobile Licence Applications

A	Refuse licence if 2 or more Criminal Code convictions within 2 years of the application date
B	Refuse licence if 3 or more Criminal Code convictions within 5 years of the application date
C	Refuse licence if convicted of a Criminal Code offence where the sentence imposed was 5 years or longer
D	Issue conditional licence for 1 year if convicted of 1 Criminal Code conviction within 5 years of application date
E	Refuse licence if 1 Criminal Negligence or Impaired Driving conviction within 1 year of application date
F	Refuse licence if 2 Criminal Negligence or Impaired Driving convictions (or 1 of each) between 1 and 4 year old from application date
G	Issue conditional licence for 1 year, if 1 Criminal Negligence or Impaired Driving conviction, between 1 and 4 years old from application date
H	Refuse licence if either 6 demerit points lost or 4 driving convictions within 1 year of application date
I	Issue conditional licence for 6 months if 3-5 demerit points lost or 3 driving convictions within 1 year of application date

Cab Driver
Cab Owner
Limousine Driver
Limousine Owner
Tow Truck Driver
Tow Truck Owner

A conditional licence issued as a result of a criminal record is for a 1 year period (licence holder must submit an updated criminal abstract at 6 months and at 1 year).

A conditional licence issued as a result of a driving record is for a 6 month period (licence holder must submit an updated driving record at the end of the 6 month period). At annual licence renewal, an updated driving record is required for all mobile "driver" licence holders

Notwithstanding the policy, the Building Commissioner may refuse an application for a licence above due to concerns of public safety being at risk. The licence applicant shall be informed of this decision in writing. It is a licence applicants right to appeal this decision to the Licensing Committee.

Departmental Policy Standard
Character Criteria
For Conditional Issuance and Refusal
Of Establishment Licence Applications

A	Refuse licence if 2 or more Criminal Code convictions within 2 years of application date
B	Refuse licence if 3 or more criminal convictions within 5 years of the application date
C	Refuse licence if convicted of a criminal offence where the sentence imposed was 5 years or longer
D	Issue conditional licence for 1 year if convicted of 1 Criminal Code conviction within last 5 years

Adult Entertainment Parlour – Owner
Adult Entertainment Parlour – Operator
Adult Entertainment Parlour – Attendant
Body Rub Parlour – Owner
Body Rub Parlour – Operator
Body Rub Parlour – Attendant
Garage - B1 motor repair and body, B2 motor repair only, B3 body only
Precious Metal Dealer
Pawnbroker
Salvage Yard
Second Hand Shop

A conditional licence issued as a result of a criminal record is for a 1 year period (licence holder must submit an updated criminal abstract at 6 months and at 1 year.

Notwithstanding the policy, the Building Commissioner may refuse an application for a licence above due to concerns of public safety being at risk. The licence applicant shall be informed of this decision in writing. It is a licence applicants right to appeal this decision to the Licence Committee.

HAMILTON-SCOURGE
STEERING COMMITTEE

HAMILTON-SCOURGE STEERING COMMITTEE

To the Council of the Corporation of the City of Hamilton

Members of Council:

The Hamilton-Scourge Steering Committee presents its **SECOND** Report for 1998 and respectfully recommends:

1. (a) That authorization be given to the Director of Culture and Recreation to apply to the Canada Millennium Partnership Program for a grant for an amount of up to $894,330 for the Hamilton Scourge Ghost Ships Millennium Project; and,

   (b) That the Director of Culture and Recreation be authorized to prepare and issue an Introductory Expression of Interest in consultation with the Technical Study Team to relevant potential private sector partners who may be able to carry out investigative and scientific work identified in the grant proposal, the Hamilton and Scourge Ghost Ships Millennium Project, and/or provide support of other elements of the Project.

Respectfully Submitted,

ALDERMAN F. D'AMICO, CHAIRMAN
HAMILTON-SCOURGE STEERING COMMITTEE

Kevin C. Christenson
Secretary

1998 June 22

NOMINATING COMMITTEE

REPORT OF THE NOMINATING COMMITTEE

To the Council of the Corporation of the City of Hamilton.

The Nominating Committee presents its **SIXTH** Report for 1998 and respectfully recommends:

1. a) That the following Members of City Council and citizens be appointed to serve on the Hess Village Pedestrian Mall Authority for a term to expire 2000 November 30:

_____

_____

_____

_____

_____

_____

_____

b) That the City Solicitor be authorized and directed to prepare a By-law for presentation to City Council, to amend By-law No. 80-183 to reflect the new membership of the Hess Village Pedestrian Mall Authority as indicated in (a) above; and,

c) That the Commissioner, Department of Public Works and Traffic, be requested to provide a Staff person from the Department's Community Renewal Section, to attend the first meeting of the Hess Village Pedestrian Mall Authority following the appointment of new Members, to ensure that the Authority clearly understands its mandate and responsibilities as set out in the By-laws and An Act respecting the City of Hamilton which received Royal Assent on 1979 November 13, respecting the Hess Village Pedestrian Mall Authority; and,

d) That the application process for membership on the Hess Village Pedestrian Mall Authority not be subject to City Council's policy respecting the appointment of Citizen Members to City Committees, Local Boards and Commissions as adopted by City Council at its meeting held 1998 February 10, but that applications for membership on the Hess Village Pedestrian Mall Authority be solicited by written notice from the City Clerk to all property owners and tenants of the Hess Village Pedestrian Mall (George Street between Queen Street South and Hess Street South) and by a public notice in The Hamilton Spectator.

Respectfully Submitted,

Mayor R. M. Morrow
Chairman
Nominating Committee

J. J. Schatz, Secretary
1998 June 30

MEETING OF THE COUNCIL
OF THE CORPORATION OF THE CITY OF HAMILTON

TUESDAY, 1998 JUNE 30
7:30 O'CLOCK P.M.
COUNCIL CHAMBER, CITY HALL

BILLS

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 10 (Stops at Intersections)** of By-law 89-72, as amended, is hereby amended by adding thereto the following items, namely:-

"Glenholme	Northbound and Southbound	Lucerne
Summerhill	Northbound and Southbound	Lucerne
Indian	Eastbound	Abbot
Hillyard	Northbound and Southbound	Munroe
Roland	Southbound	Claudette."

2. That **Schedule 29 (No Stopping Areas)** of said By-law be amended by adding thereto the following items, namely:-

"Inverness	North	commencing at Upper Wellington and extending 45 feet easterly therefrom	Anytime
Barton	North	commencing at Locke and extending 105 feet easterly therefrom	Anytime
Grandville	West	commencing 164 feet south of Violet and extending 122 feet southerly therefrom	Anytime."

and by deleting therefrom the following item, namely:-

"Inverness	North	Upper Wellington to a point 103 feet easterly therefrom	Anytime."

3. That **Schedule 31 (School Bus Loading Zones)** of said By-law is hereby amended by deleting therefrom the following item, namely:-

"Lawson	West	40 feet	203 feet north of Folkestone	7:00 a.m. - 6:00 p.m. Monday to Saturday."

4. That **Schedule 35 (Wheelchair Loading Zones)** of said By-law be amended by adding thereto the following items, namely:-

"Lawson	West	commencing 203 feet north of Folkstone and extending 40 feet northerly therefrom	7:00 a.m. - 6:00 p.m. Monday to Saturday
High	East	commencing 65 feet north of the north curb line of Sherwood Rise and extending 52 feet northerly therefrom	7:00 a.m. - 11:00 a.m. and 2:00 p.m. - 6:00 p.m. Monday to Friday
West	West	commencing 50 feet south of King and extending 20 feet southerly therefrom	Anytime
East 18th	East	commencing 226 feet south of Concession and extending 40 feet southerly therefrom	7:00 a.m. - 6:00 p.m. Monday to Saturday
Ferndale	East	commencing 121 feet south of Dunkirk and extending 28 feet southerly therefrom	Anytime."

5. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

6. This By-law shall come into force and take effect on the day of its passing and enactment.

PASSED this day of 1998.

CITY CLERK MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 10 (Stops at Intersections)** of By-law 89-72, as amended, is hereby amended by deleting therefrom the following items, namely:-

"Albright	Eastbound and Westbound	Montmorency
Montmorency	Northbound and Southbound	Albright."

2. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

3. This By-law shall come into force and take effect upon the commencement of the reconstruction of the subject intersection.

PASSED this day of 1998.

CITY CLERK MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

BEING A BY-LAW TO AMEND
BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 24 (Parking Meter Locations)** of By-law 89-72, as amended, is hereby further amended by adding to Section 1(A) thereof the following item, namely:-

   "Ferguson Both King William to Wilson."

   and by adding to Section 2(B) thereof the following item, namely:-

   "Duke South James to MacNab."

   and by deleting from Section 1(A) thereof the following item, namely:-

   "Ferguson Both King to King William."

   and by deleting from Section 3(B) thereof the following item, namely:-

   "Duke South James to MacNab."

2. That **Schedule 25 (Parking Time Limits)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Lottridge	West	Barton to Edward	2 hr	8 am - 8 am(24 hrs)	Mon - Sun
Cranbrook	East	Greendale to Garrow	1 hr	7 am - 4 pm	Mon - Fri
Inverness	North	commencing 45 feet east of Upper Wellington and extending 42 feet easterly therefrom	1 hr	8 am - 8 am(24 hrs)	Mon - Sun."

3. That **Schedule 26 (No Parking Areas)** of said By-law be amended by adding thereto the following items, namely:-

"Jameston	North	Upper James to a point 270 feet westerly therefrom	8 am - 6 pm	Mon - Fri
Jameston	South	Upper James to a point 227 feet westerly therefrom	8 am - 6 pm	Mon - Fri
Montmorency	West	commencing 79 feet south of Haskins and extending 38 feet southerly therefrom		Anytime
Ferguson	Both	King to King William		Anytime
Barton	North	Queen to Crooks		Anytime."

and by deleting therefrom the following items, namely:-

"Barton	North	Queen to Locke	Anytime
Barton	South	Locke to 200' easterly	Anytime."

4. That **Schedule 34 (Sticker Permit Parking)** of said By-law is hereby amended by adding thereto the following items, namely:-

"Picton	South	commencing 286 feet east of Mary and extending 24 feet easterly therefrom	Anytime
Land	North	commencing 82 feet east of Wentworth and extending 19 feet easterly therefrom	Anytime
Douglas	East	commencing 25 feet south of Keith and extending 18 feet southerly therefrom	Anytime
Francis	North	commencing 175 feet west of Cheever and extending 17 feet westerly therefrom	Anytime
Homewood	North	commencing 410 feet east of Dundurn and extending 18 feet easterly therefrom	Anytime
Vansitmart	North	commencing 230 feet west of Harmony and extending 22 feet westerly therefrom	Anytime
East 22nd	East	commencing 216 feet south of Concession and extending 24 feet southerly therefrom	Anytime
Arthur	East	commencing 120 feet north of King and extending 18 feet northerly therefrom	Anytime
Arthur	West	commencing 116 feet north of King and extending 18 feet northerly therefrom	Anytime
Keith	North	commencing 164 feet east of Douglas and extending 21 feet easterly therefrom	Anytime

Hughson	West	commencing at MacAuley and extending 212 feet southerly therefrom	Anytime
Napier	South	commencing at Pearl and extending 191 feet easterly therefrom	Anytime."

and by deleting therefrom the following items, namely:-

"Paul	South	commencing 36 feet west of Southview and extending 22 feet westerly therefrom	Anytime
Mars	South	commencing at a point 107 feet east of Douglas to a point 19 feet easterly therefrom	Anytime
Somerset	South	commencing 139 feet west of Barnesdale and extending 24 feet westerly therefrom	Anytime
Hughson	West	Macauley to Picton	Anytime."

5. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed unchanged.

6. This By-law shall come into force and take effect on the date of its passing and enactment.

PASSED this day of 1998.

CITY CLERK MAYOR

Bill No. **A-44**

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

TO ALTER ALBRIGHT ROAD BETWEEN QUIGLEY ROAD AND MOUNT ALBION ROAD BY NARROWING THE PAVEMENT

WHEREAS the Council of the Corporation of the City of Hamilton is empowered under Section 297 of The Municipal Act. Revised Statutes of Ontario, 1990, Chapter M.45, and amendments thereto, to establish and layout, widen, alter, divert, stop-up, lease, close or sell any highway or part of a highway;

AND WHEREAS the portion of highway known as Albright Road is a local road under the jurisdiction of The Corporation of the City of Hamilton;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Item 1 of the 7th Report of the Transport and Environment Committee on May 12, 1998, authorized that steps be taken in accordance with the Municipal Act to advertise Notice of the City's intention to alter Albright Road as hereinafter described;

AND WHEREAS Notice of the City's intention to pass this By-law to authorize the said alteration has been published as required by Section 300 of the Municipal Act for four (4) consecutive weeks in The Spectator, a newspaper having general circulation of the City of Hamilton:

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard no matter whether in objection to or in support of this By-law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the alterations be approved and carried out to Albright Road between Quigley Road and Mount Albion Road, for the purpose of narrowing the travelled portion of the said street from the existing width which varies from 7.9m to 13.9m to a width varying from 4.9m to 13.0m, as illustrated in Schedule "A" attached hereto.

2. That the Mayor and City Clerk are hereby authorized to execute, on behalf of The Corporation of the City of Hamilton, all contracts necessary for the construction of the said works.

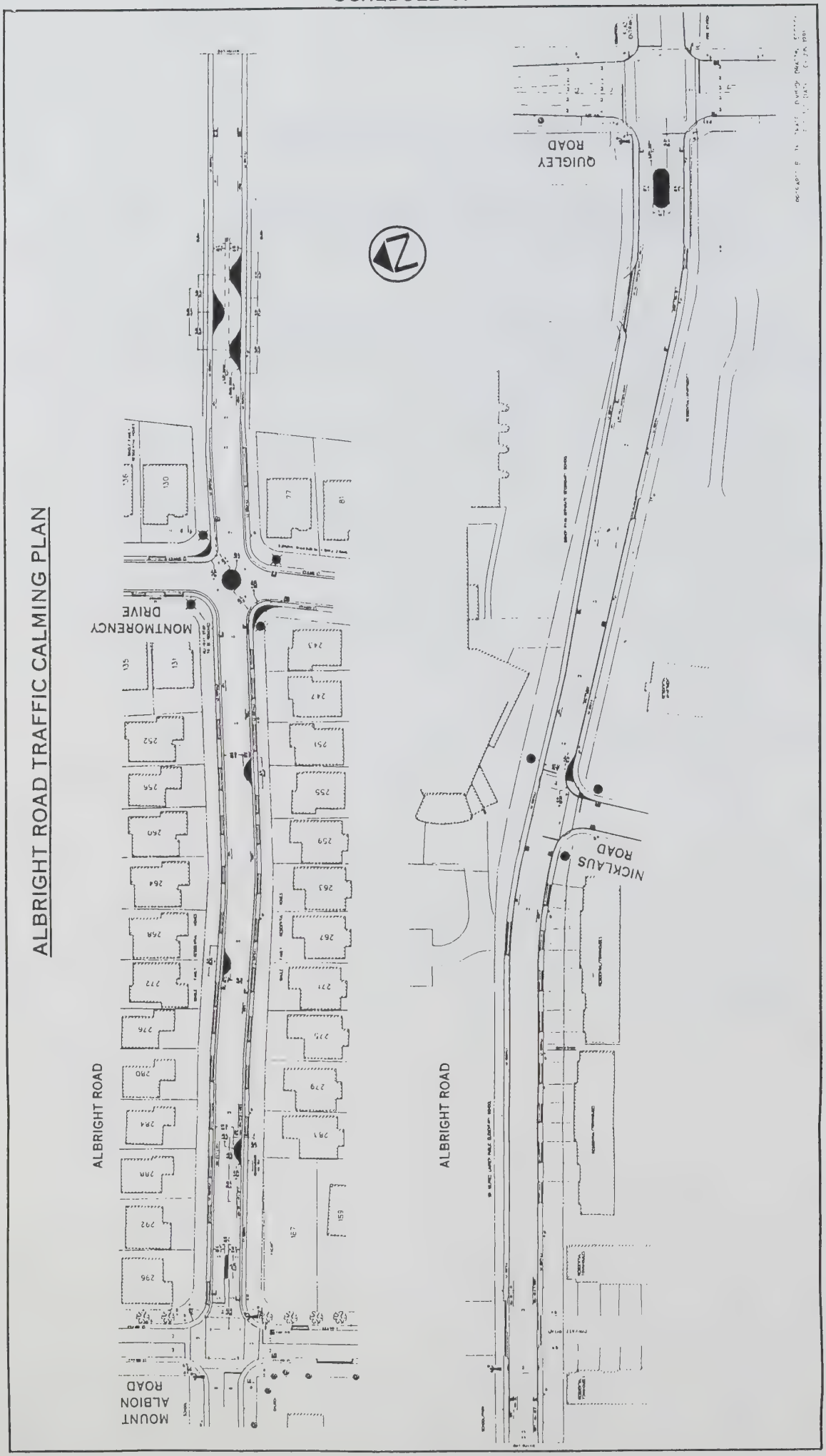
PASSED this day of , 1998.

CITY CLERK MAYOR

(1998) 7 R.T.E.C. 1, May 12

SCHEDULE "A"

ALBRIGHT ROAD TRAFFIC CALMING PLAN



THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

TO SELL A CLOSED PORTION OF DULGAREN STREET FROM THE FUTURE EAST LIMIT OF EAGLEWOOD DRIVE, EASTERLY FOR APPROXIMATELY 31 METERS AS CLOSED BY JUDGE'S ORDER LT478474 AND DESIGNATED AS PARTS 2, 3 & 4 ON PLAN 62R-14089

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the said Dulgaren Street was closed by Judge's Order registered as LT478474 and as authorized by City Council in adopting Item 27 of the 7th Report of the Transport & Environment Committee on 1998 May 12.

AND WHEREAS notice of the City's intention to pass this By-law has been published as required by Section 300 of the Municipal Act for four consecutive weeks in the Hamilton Spectator, a newspaper having general circulation in the City of Hamilton.

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Transport and Environment Committee, has heard all persons who applied to be heard, no matter whether in objection to or in support of the By-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That the sale of the closed portion of Dulgaren Street designated as:

   Parts 2, 3 & 4 on Plan 62R-14089.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. That the above mentioned lands designated as Parts 2, 3 & 4 on Plan 62R-14089 be sold to Harp Homes Inc. for a sum of $24,750.00 pursuant to the agreement dated 1998 March 30.

PASSED this day of A.D. 1998

City Clerk Mayor

Bill No. A-46

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

TO INCORPORATE CITY LAND
DESIGNATED AS PART 7 ON PLAN 62R-10529
INTO ACADIA DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Acadia Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Acadia Drive.

   Part of Lot 2, R.P. 909, designated as Part 7 on Plan 62R-10529.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this day of A.D. 1998

City Clerk Mayor

Bill No. A-47

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

TO INCORPORATE CITY LAND
DESIGNATED AS PART 1 ON PLAN 62R-14552
INTO BRIGADOON DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Brigadoon Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Brigadoon Drive.

   Part of Lot 17, Concession 7, in the geographic township of Barton designated as Part 1 on Plan 62R-14552.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this day of A.D. 1998

City Clerk Mayor

Bill No. A-48

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

TO INCORPORATE CITY LAND
DESIGNATED AS PARTS 1 & 2 ON PLAN 62R-14551
INTO CHIPMAN AVENUE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Chipman Avenue within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Chipman Avenue.

   Part of Lot 14, Concession 7, in the geographic township of Barton designated as Parts 1 & 2 on Plan 62R-14551.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this day of A.D. 1998

City Clerk Mayor

Bill No. A-49

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

TO INCORPORATE CITY LAND
DESIGNATED AS PART 13 ON PLAN 62R-13294
INTO DICENZO DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Dicenzo Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Dicenzo Drive.

   Part of Lot 14, Concession 8, in the geographic township of Barton designated as Part 13 on Plan 62R-13294.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this day of A.D. 1998

City Clerk Mayor

Bill No. A-50

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

TO INCORPORATE CITY LAND
DESIGNATED AS PARCEL "G" ON REGISTERED PLAN 1013
INTO KIRKFIELD ROAD

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Kirkfield Road within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Kirkfield Road.

   All of Parcel "G" on Registered Plan 1013.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this day of A.D. 1998

City Clerk Mayor

Bill No. A-51

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

TO INCORPORATE CITY LAND
DESIGNATED AS PARTS 3 & 4 ON PLAN 62R-14441
INTO MATTHEW DRIVE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Matthew Drive within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Matthew Drive.

   Part of Lot 18, Concession 7, in the geographic township of Barton designated as Parts 3 & 4 on Plan 62R-14441.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this day of A.D. 1998

City Clerk

Mayor

Bill No. A-52

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

TO INCORPORATE CITY LAND
DESIGNATED AS PART 3 ON PLAN 62R-14585
INTO WINDRUSH CRESCENT

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Corporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Windrush Crescent within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Windrush Crescent.

   Part of Lot 8, Concession 6, in the geographic township of Barton designated as Part 3 on Plan 62R-14585.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this day of A.D. 1998

City Clerk Mayor

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Amend:

Zoning By-law No. 6593

As Amended by Zoning By-law No. 67-97

Respecting:

LAND LOCATED AT MUNICIPAL NO. 329 MOHAWK ROAD WEST

WHEREAS it is intended to establish special requirements under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 67-97 on the 14th day of March, 1967 to establish special requirements under Section 19B of Zoning By-law 6593, for the "C" District, in respect of the lands located on the south side of Mohawk Road West between Millbank Place and Southlea Drive, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law was approved by the Ontario Municipal Board by Order dated the 19th day of May, 1967, (File No. P. 3651-67);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593 and as amended by By-law No. 67-97 applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are further amended to the extent only of the special requirements that,

(a) notwithstanding Schedule "A" of By-law No. 67-97, an 18.80 metres minimum front yard setback from the street line of Mohawk Road West shall be provided and maintained for the two (2) storey westerly addition;

(b) notwithstanding Schedule "A" of By-law No. 67-97, a 4.5 metres minimum westerly side yard shall be provided and maintained for the two (2) storey westerly addition;

(c) notwithstanding Schedule "A" of By-law No. 67-97, one (1) parking space shall be permitted within the required front yard along Mohawk Road West;

(d) notwithstanding Schedule "A" of By-law No. 67-97, the parking area, existing on the date of the passing of this by-law, shall be permitted within the required front yard along Lynbrook Drive;

(e) notwithstanding Schedule "A" of By-law No. 67-97, an accessory building, existing on the date of the passing of this by-law, shall be permitted within the front yard along Lynbrook Drive;

(f) a planting strip having a width of not less than 4.5 metres shall be provided and maintained along the westerly lot line.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirements referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-41a.

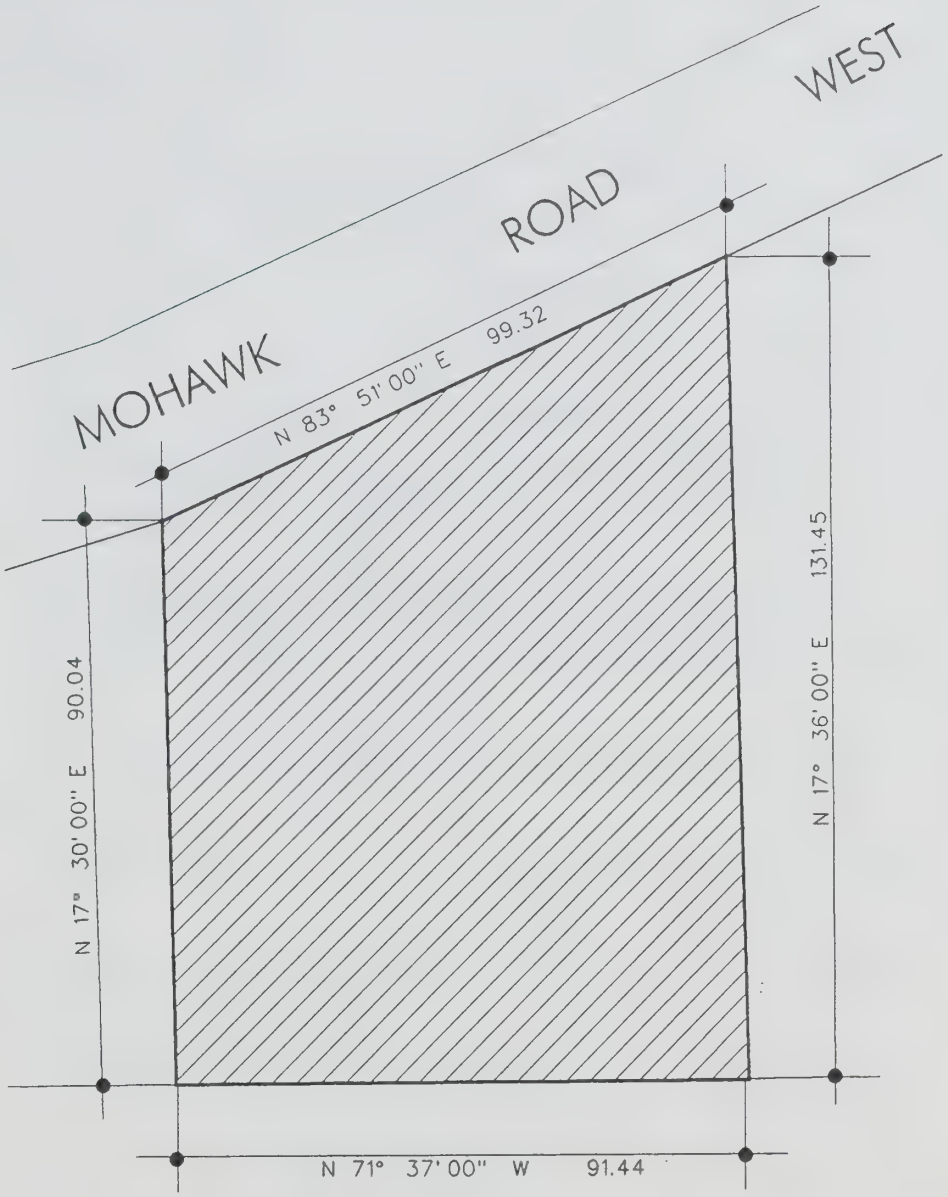
4. Sheet No. W-17 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-41a.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this day of A.D. 1998

CITY CLERK MAYOR

(1998) 9 R.P.D.C. 2, May 12
Sisters of St. John the Baptist, Owner
ZAC-97-36



NOTE: All dimensions are in metres

This is Schedule "A" to By–Law No. 98–.....
Passed the ..... day of ....., 1998.

Clerk

Mayor

City of Hamilton

Schedule "A"

Map Forming Part of By–Law No. 98–____

to Amend By–Law No. 6593

Planning and Development Department

Legend

Further modification to the "C" (Urban Protected Residential, etc.) District.

North	Scale	Reference File No.
	NOT TO SCALE	ZAC–97–36
	Date	Drawn By
	May 1998	B. B.

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Establish:

Site Plan Control

Respecting:

LAND LOCATED AT MUNICIPAL NO. 329 MOHAWK ROAD WEST

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, under Section 35a of the Planning Act, as re-enacted by the Planning Amendment Act, 1979, S.O. 1979, Chapter 59, Section 1, [now Section 41 of the Planning Act, R.S.O. 1990, c. P. 13], as amended by By-law No. 87-223, passed on the 28th day of July 1987, established site plan control in various parts of the City of Hamilton as of November 1, 1979;

AND WHEREAS it is desirable to amend By-law No. 79-275 to establish site plan control on the land hereinafter referred to.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Schedule "B" to By-law No. 79-275 is amended by adding the following thereto:

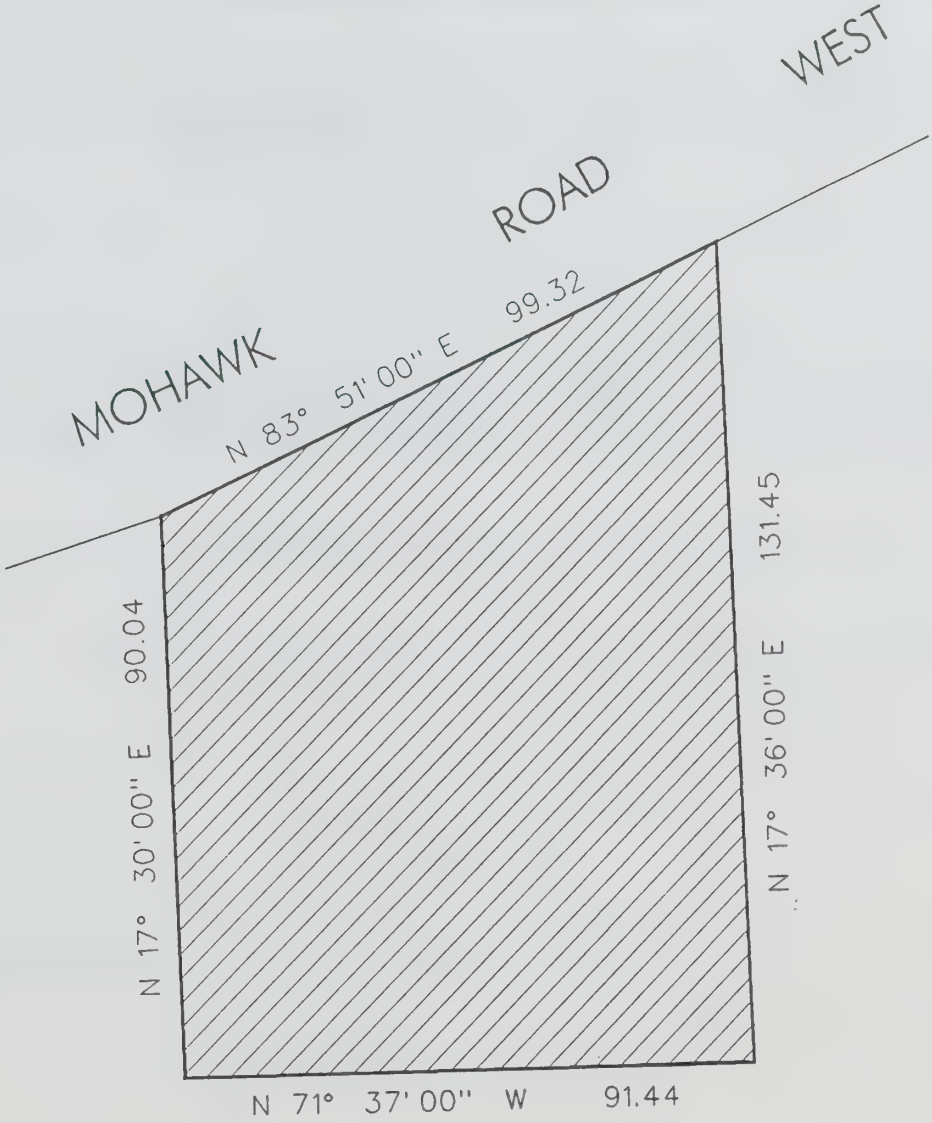
   174. Land located at Municipal No. 329 Mohawk Road West, shown on Appendix 174 hereto annexed and forming part of this by-law.

2. Appendix 174 to By-law No. 79-275 is hereto annexed as Schedule "A", and forms part of this by-law, and By-law No. 79-275, as amended.

PASSED this day of A.D. 1998

CITY CLERK MAYOR

(1998) 9 R.P.D.C. 2, May 12
Sisters of St. John the Baptist, Owner
ZAC-97-36



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-.....
Passed the ..... day of ....., 1998.

Clerk

Mayor

City of Hamilton

Appendix 174

to the By-Law No. 79-275

as Amended by By-Law No. 87-223

Legend

Lands designated under this By-Law as an area of Site Plan Control pursuant to section 41 of the Planning Act, R. S. O. 1990.

North	Scale	Reference File No.
	NOT TO SCALE	ZAC-97-36
	Date	Drawn By

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Amend By-law No. 79-275, as Amended by By-law No. 83-236
and To Repeal By-law No. 87-223

Respecting:

SITE PLAN CONTROL AREAS

WHEREAS By-law No. 79-275, passed on the 25th day of September 1979, established site plan control for the areas comprised in various classes of districts or zones set out in Schedule "A" annexed thereto and areas comprised in parts of the City as set out in Schedule "B" annexed thereto, as amended, in accordance with Section 35a.(2) of the Planning Act, R.S.O. 1970, Chapter 349, now Section 41.(2,3) of the Planning Act, R.S.O. 1990, Chapter P.13;

AND WHEREAS By-law No. 83-236, passed on the 27th day of July, 1983, added the "F-1" District and the "F-3" District to Schedule "A" of By-law No. 79-275;

AND WHEREAS By-law No. 87-223, passed on the 28th day of July 1987, updated references in By-law No. 79-275 to the Planning Act, 1983;

AND WHEREAS it is expedient to repeal By-law No. 87-223 as it is redundant;

AND WHEREAS it is intended to further update references in By-law No. 79-275 to the Planning Act, R.S.O. 1990 as hereinafter provided;

AND WHEREAS the Council of The Corporation of the City of Hamilton, in adopting Section 4 of the 9th Report of the Planning and Development Committee at its meeting held on the 12th day of May 1998, recommended that By-law No. 79-275 be further amended as hereinafter provided;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. By-law No. 79-275 is amended by deleting the first recital in its entirety and substituting the following therefor:

"**WHEREAS** subsections 2 and 3 of section 40 of the Planning Act, 1983, Chapter 1, as re-enacted by subsections 2 and 3 of Section 41 of the Planning Act, R.S.O. 1990, Chapter P.13, provides as follows:

> 41. (2) Where in an official plan an area is shown or described as a proposed site plan control area, the council of the local municipality in which the proposed area is situate may, by by-law, designate the whole or any part of such area as a site plan control area.
>
> (3) A by-law passed under subsection (2) may designate a site plan control area by reference to one or more land use designations contained in a by-law passed under section 34;"

2. Schedule "A" of By-law No. 79-275 is amended by adding the "H" (Community Shopping and Commercial, etc.) District between the "G-4" District and the "HH" District, and adding the "U" (University) District at the end thereof.

3. Section 1 of By-law No. 79-275 is amended by adding the following subsections thereto:

"(3) The "AA" (Agricultural) District is hereby designated as a site plan area, and the following classes of development may be undertaken within the District without the approval of plans and drawings otherwise required under subsection 41.(4) of the Planning Act, R.S.O. 1990:

1. All Residential uses, Institutional uses, Commercial uses, Farming uses, Miscellaneous and Incidental uses, Certain Uses Not Restricted, Public uses except for churches and schools.

(4) The "B" (Suburban Agriculture and Residential, etc.) District is hereby designated as a site plan area, and the following classes of development may be undertaken within the District without the approval of plans and drawings otherwise required under subsection 41.(4) of the Planning Act, R.S.O. 1990:

1. All Residential uses, Institutional uses, Commercial uses, Farming uses, Miscellaneous and Incidental uses, Certain Uses Not Restricted, Public uses except for churches, schools, colleges and universities.

(5) The "C" (Urban Protected Residential, etc.) District is hereby designated as a site plan area, and the following classes of development may be undertaken within the District without the approval of plans and drawings otherwise required under subsection 41.(4) of the Planning Act, R.S.O. 1990:

1. All Residential uses, Institutional uses, Miscellaneous and Incidental uses, Certain Uses Not Restricted, Public uses except for churches and schools."

4 Section 2 of By-law No. 79-275, as amended, is repealed and the following is substituted therefor:

"2. For the purpose of this by-law, the following classes of development mentioned in subsection 41.(1) of the Planning Act, R.S.O. 1990, may be undertaken without approval of plans and drawings otherwise required under subsection 41.(4) of the said Act.

1. single-family dwellings;

2. two-family dwellings."

5. By-law No. 87-223, to amend By-law No. 79-275, is hereby repealed in its entirety.

6. In all other respects, By-law No. 79-275, as amended, is hereby confirmed, unchanged.

PASSED this day of A.D. 1998

CITY CLERK MAYOR

Bill No. C-82

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Amend

By-law No. 93-167

Respecting

BUILDING PERMITS AND FEES

WHEREAS By-law 93-167 was enacted on July 27, 1993 concerning Building Permits and Fees;

AND WHEREAS Council, on March 31, 1998, in adopting Section 10 of the 6th Report of the Planning and Development Committee authorized an amendment to By-law No. 93-167;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 4 of By-law No. 93-167 is amended by the addition of the following subsection:

(6A) In addition to the applicable requirements of subsection (2) above, every sewage system **permit** application shall contain the following information:

(a) the name, address, telephone number, and licence number of the person installing the sewage system,

(b) where the person named in (a) above requires a licence under the **Act** and the **Building Code**,

(i) the number and date of issuance of the licence, and

(ii) the name of the qualified person supervising the work to be done under the sewage system **permit**;

(c) a site evaluation which shall include all of the following items, unless otherwise specified by the **Chief Building Official**,

(i) the date the evaluation was done,

(ii) the name, address, telephone number and signature of the person who prepared the evaluation,

(iii) a scaled map of the site showing the legal description, lot size, property dimensions, existing rights-of-way, easements, or municipal/utility corridors; the location of items listed in Column 1 of the Table 8.2.1.5.A., 8.2.1.5.B. and 8.2.1.5.C; the location of the proposed sewage system; the location of any unsuitable, disturbed or compacted areas, and the proposed access routes for system maintenance,

(iv) depth to bedrock,

(v) depth to zones of soil saturation,

(vi) soil properties, including soil permeability, and

(vii) soil conditions, including the potential for flooding; and,

2. Schedule "A" of By-law No. 93-167 is amended by the addition of the following classes of permits and fees:

CLASS OF PERMIT			FEE
11.	(a)	Permit for the construction of on-lot sewage system pursuant to the provisions of the Building Code Act	$500.00
	(b)	Permit for the repairs to an existing on-lot sewage system pursuant to the provisions of the Building Code Act	$200.00
	(c)	Preparation of written comments and inspection for land severance, minor variance and re-zoning applications for lots with existing septic systems	$200.00

PASSED this day of , 1998.

CITY CLERK MAYOR

The Corporation of the City of Hamilton

BY-LAW NO. 98-

TO AUTHORIZE:

CLEARING OF THE PREMISES
LOCATED AT 938-948 BURLINGTON STREET EAST
OF DOMESTIC AND INDUSTRIAL WASTE INCLUDING USED TIRES

WHEREAS by Notice dated January 6th, 1998 to the owner of the land located at municipal number 938-948 Burlington Street East, clearing of the land of all domestic and industrial waste was required;

AND WHEREAS the land has not yet been cleared of the domestic or industrial waste;

AND WHEREAS pursuant to Section 9(1) of By-Law 84-35 where the owner, lessee or occupant is in default of doing the matter or thing required to be done, namely remove garbage, refuse or domestic or industrial waste, the Building Commissioner may cause the work to be done in accordance with Section 9(3) of By-law 84-35, the City shall recover the expenses incurred in the doing of the work in a like manner as municipal taxes.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Building Commissioner is hereby authorized and directed to cause the removal and disposal of all domestic and industrial waste as he determines from the land municipally known as 938-948 Burlington Street East in accordance with Section 9(1) of By-Law 84-35.

2. It is hereby authorized and directed that the expense of removing all domestic and industrial waste referred to in section 1 shall be added to the collector's roll and shall be collected in a like manner as municipal taxes.

PASSED this day of A.D. 1998

CITY CLERK MAYOR

Bill No. C-84

The Corporation of the City of Hamilton

BY-LAW NO. 98-

TO CHANGE THE NAME OF DULGAREN STREET TO DALIA AVENUE

WHEREAS Section 210, paragraph 111 of the Municipal Act, R.S.O. 1990, Chapter M.45 provides that the council of a municipality may pass by-laws to change names of highways;

AND WHEREAS notice of the proposal to pass this by-law was published in The Spectator once a week for four successive weeks prior to the passing of this by-law, in accordance with the said Act;

AND WHEREAS the Council of The Corporation of the City of Hamilton, through its Planning and Development Committee, has heard all persons who applied to be heard no matter whether in objection to or in support of this by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The name of the street municipally known as Dulgaren Street, more particularly described in Schedule "A" hereto annexed and forming part of this by-law, is hereby changed to Dalia Avenue.

2. This by-law shall come into force and take effect on the day that a copy of it, certified under the hand of the City Clerk and the seal of The Corporation of the City of Hamilton, has been registered in the Land Registry Office for the Registry Division of Wentworth (No. 62).

PASSED this day of A.D. 1998

CITY CLERK MAYOR

(1998) 8 R.P.D.C. 2, April 28

SCHEDULE "A"

To

By-law No. 98-

PIN 16921-0086 (LT)

Part of Dulgaren Street, Registered Plan 853,

being the westerly seventy-six point three two metres

(76.32m) lying east of Upper Sherman Avenue

road allowance between Lots 8 and 9, and west of

Eaglewood Drive on Plan 62M-829

Being part of the PIN

City of Hamilton

Regional Municipality of Hamilton-Wentworth

Bill No. C-85

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT THE REAR OF MUNICIPAL NO. 27 ALBERT STREET

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-34 of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "G-3" (Public Parking Lots) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District,

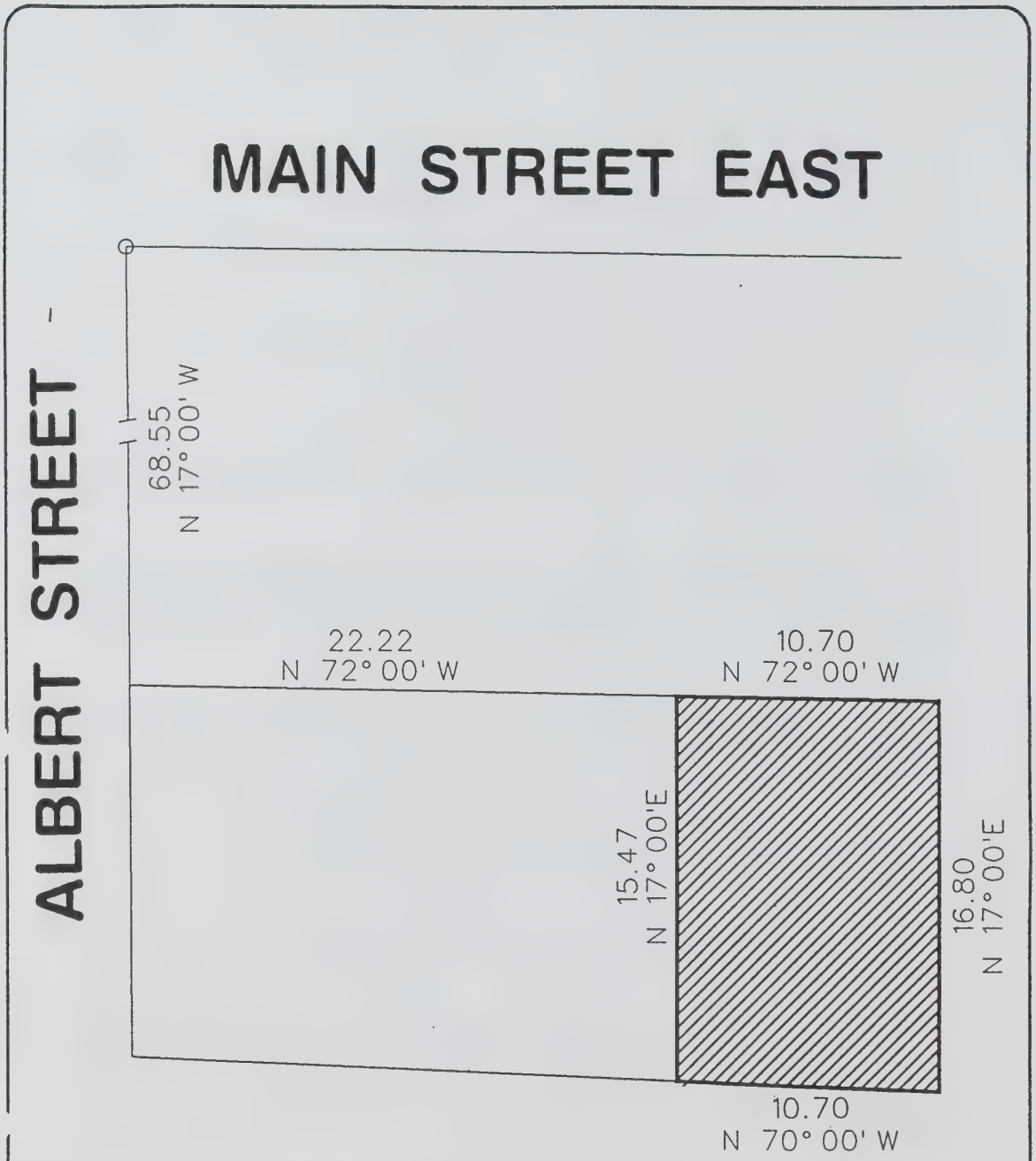
the land, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A".

2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this day of A.D. 1998.

CITY CLERK MAYOR

(1998) R.P.D.C. June 30
Daniel Ford, owner
ZAR-98-16



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-.....
Passed the ..... day of ..... , 1998.

..... Clerk

..... Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 98-.....

Planning and Development Department

Legend

Change in zoning:

From "G-3"(Public Parking Lots) District to "D" (Urban Protected Residential - One and Two Family Dwellings, etc.) District

North	Scale	Reference File No.
	Not to Scale	ZAR-98-16
	Date	Drawn By
	JUNE 1998	D.L.

Bill No. C-86

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Amend:

Zoning By-law No. 6593

Respecting:

LANDS LOCATED AT MUNICIPAL NOS. 349 AND 353 ACADIA DRIVE

WHEREAS it is intended to change the zoning of the lands hereinafter referred to by amending By-law No. 6593, passed on the 25th day of July 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December 1951, (File No. P.F.C. 3821);

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Sheet No. E-27C of the District Maps, appended to and forming part of By-law No. 6593, is amended,

(a) by changing from "C" (Urban Protected Residential, etc.) District to "R-4" (Small Lot Single Family Dwelling) District, the lands comprised in Block 1; and,

(b) by changing from "AA" (Agricultural) District to "R-4" (Small Lot Single Family Dwelling) District, the lands comprised in Block "2",

the extent and boundaries of each of which Blocks 1 and 2 are shown on a plan hereto annexed as Schedule "A".

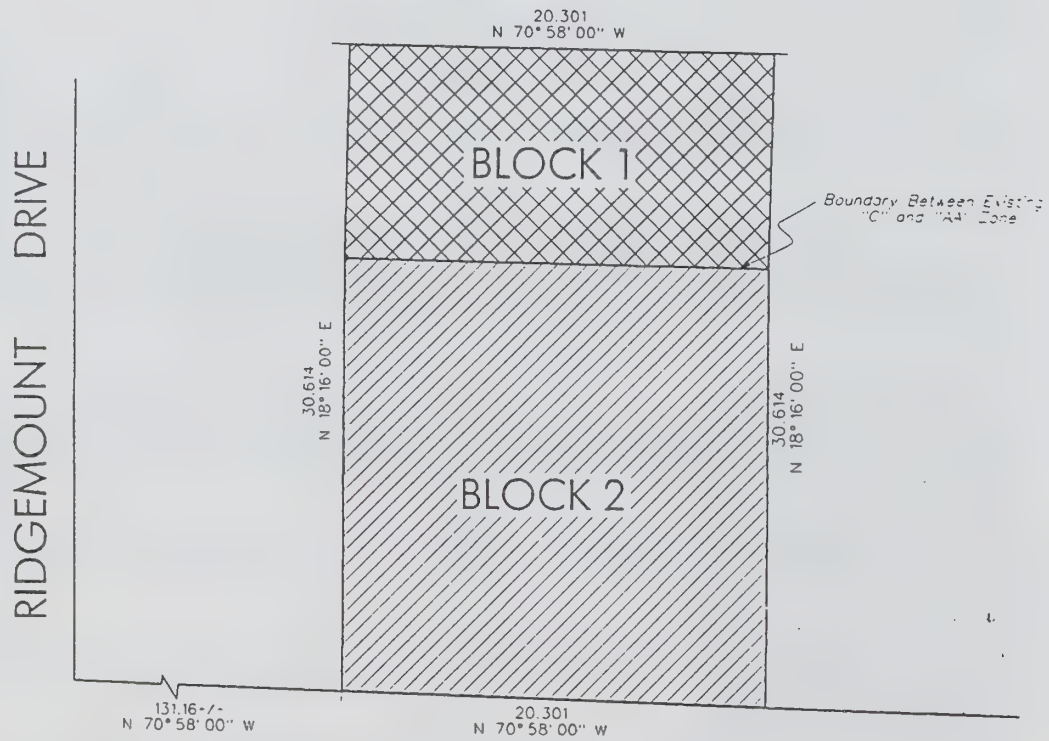
2. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this day of A.D. 1998.

CITY CLERK

MAYOR

(1998) R.P.D.C. ,June 30
J. Arruda, applicant
ZAR-98-19



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-.....
Passed the ..... day of ....., 1998.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 98-.....
to Amend By-Law No.6593

Planning and Development Department

Legend

BLK 1 — "C" (Urban Protected Residential, etc.) District, to "R-4" (Small Lot Single Family Dwelling) District.

BLK 2 — "AA" (Agricultural) District to "R-4" (Small Lot Single Family Dwelling) District.

North	Scale	Reference File No.
	Not to Scale	ZAR-98-19
	Date	Drawn By
	JUNE 1998	

Bill No. C-87

The Corporation of the City of Hamilton

BY-LAW NO. 98—

To Remove
Land within the "Tiffany, Phase 1" Subdivision, Plan 62M-846
from Part Lot Control

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

(7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.

(7.1) **Requirement for approval of by-law.** -- A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.

(7.2) **Exemption from approval.** -- An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.

(7.3) **Expiration of by-law.** -- A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.

(7.4) **Extension of time period.** -- The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.

(7.5) **Amendment or repeal.** -- The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton–Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of Section 50 of the Planning Act, for the purposes of establishing maintenance easements shall not apply to the following lands:

   Lots 36 to 56, inclusive, within Registered Plan Number 62M-846, in the City of Hamilton, Regional Municipality of Hamilton–Wentworth.

2. (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton–Wentworth.

   (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.

   (c) This By-law shall expire on July 1, 1999.

PASSED this day of A.D. 1998.

City Clerk Mayor

Bill No. C- 88

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Adopt:

Official Plan Amendment No. 151

Respecting:

PROTECTION OF THE RENTAL HOUSING STOCK

WITHIN THE CITY OF HAMILTON

The Council of The Corporation of the City of Hamilton enacts as follows:

1. Amendment No. 151 to the Official Plan of the Hamilton Planning Area consisting of Schedule 1, hereto annexed and forming part of this by-law, is hereby adopted.

2. It is hereby authorized and directed that such approval of the Official Plan Amendment referred to in section 1 above, as may be requisite, be obtained and for the doing of all things for the purpose thereof.

PASSED this day of A.D. 1998

CITY CLERK MAYOR

(1998) 13 R.P.D.C. 8, June 30
OPA151

Amendment No. 151

to the

City of Hamilton Official Plan

Purpose:

The purpose of this Amendment is to establish policies in the Official Plan to protect the supply of rental housing.

Location:

This is a general Amendment to the Plan and will be applicable to the entire City of Hamilton.

Basis:

The basis for this Amendment is to protect the supply of the rental housing stock of apartment buildings and townhouse complexes with six units or more within the City. This is to be accomplished by identifying criteria under which conversions to condominium and demolitions can occur. These criteria include the following:

1) Maintaining a rental vacancy rate of at least 2.0% in the City of Hamilton. A vacancy rate of between 2.0% and 3.0% is considered by Canada Mortgage and Housing Corporation as indicative of a healthy, competitive rental marketplace;

2) Identifying the impact (i.e., changes to the rental vacancy rate) of the removal of these rental units from the rental housing stock;

3) Ensuring the market rents of occupied units within the building/complex are not below the overall average of market rents for occupied units across the City of Hamilton by structure/dwelling type and bedroom type. If the market rents are below the overall City of Hamilton average market rent values, then the rental vacancy rate of the respective local housing market zone must be at or above 2.0%;

4) For proposed demolitions, requiring structural audits to determine if the building is structurally unsound or satisfy the rental vacancy rate and average market rent criteria; and,

5) Introducing a new schedule to delineate the specific local housing market zones to assist in the evaluation of proposed conversions to condominium or demolitions.

Actual Changes:

1. The following new policies be added to Subsection C.7 - Residential Environment and Housing Policy:

"C.7.11 To protect the adequate provision of a full range of housing, conversion to condominium of rental apartment and/or townhouse units comprised of six or more units will be permitted provided one of the following criteria is met:

i) a) the rental vacancy rate by dwelling/structure type for the City has been at or above 2.0% for the preceding twenty-four (24) months; and,

b) the proposed conversion will not reduce the rental vacancy rate by dwelling/structure type to below 2.0% for the City; and,

c) the existing market rent levels in occupied units for the units proposed to be converted are not below the average market rent levels for the City for rental units of a similar dwelling/structure type and bedroom type; or,

ii) a) the rental vacancy rate by dwelling/structure type for the City has been at or above 2.0% for the preceding twenty-four (24) months; and,

b) the proposed conversion will not reduce the rental vacancy rate by dwelling/structure type to below 2.0% for the City; and,

c) if the existing market rent levels in occupied units for the units proposed to be converted are below the average market rent levels for the City for rental units of a similar dwelling/structure type and bedroom type, the rental vacancy rate by dwelling/structure type for the respective local housing market zone has been at or above 2.0% for the preceding twenty-four (24) months; or,

iii) Notwithstanding i) and ii) and only in response to special circumstances, Council is satisfied the removal of the rental housing units will not adversely affect the supply of rental housing in the City.

C.7.12 Demolition of rental apartment and/or townhouse units comprised of six or more units will be permitted provided one of the following criteria is met:

i) the building is determined to be structurally unsound through the submission of a structural audit, prepared by a qualified professional, and such audit is deemed acceptable by the City; or,

ii) one of the criteria as set out in Policy C.7.11.

C.7.13 i) For the purposes of policies C.7.11 and C.7.12, the statistical data used for rental vacancy rates, rent charges, dwelling/structure types will be determined by the rental market surveys conducted by the Canada Mortgage and Housing Corporation (CMHC). Other available statistical data on rental market trends may be used to supplement the CMHC statistics; and,

ii) Schedule "K" identifies the following local housing market zones for purposes of analyzing the Hamilton housing market:

a) Central Hamilton
b) East Hamilton
c) West Hamilton
d) Hamilton Mountain"

2. The Schedule "K" - Local Housing Market Zones be incorporated into the Official Plan.

Implementation:

The provisions of Section D - Implementation of the Official Plan will apply.

This is Schedule "1" to By-law No. 98- , passed on the day of , 1998.

The Corporation of the

City of Hamilton

City Clerk

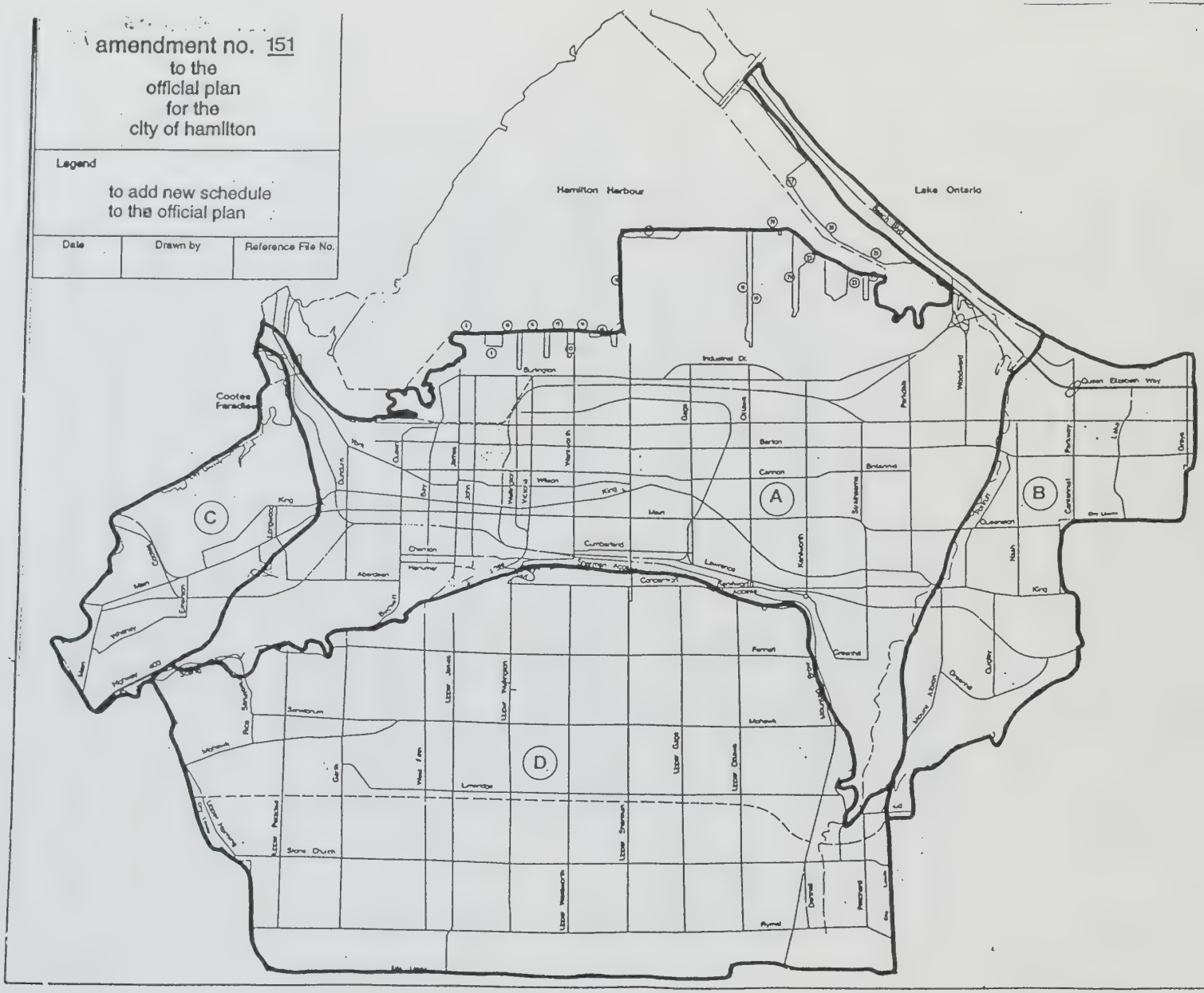
Mayor

amendment no. 151
to the
official plan
for the
city of hamilton

Legend

to add new schedule
to the official plan

Date	Drawn by	Reference File No.



Local Housing Market Zones

- (A) CENTRAL HAMILTON
- (B) EAST HAMILTON
- (C) WEST HAMILTON
- (D) HAMILTON MOUNTAIN

39

schedule K

to the official plan
for
the city of hamilton

98 06 08

Bill No. C-89

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Amend By-law No. 97-084

Respecting:

TARIFF OF PLANNING FEES

WHEREAS By-law No. 97-084 was enacted on April 29, 1997 to establish a Tariff of Planning Fees;

AND WHEREAS Section 2 of By-law No. 97-084 establishes fees for matters under the Rental Housing Protection Act;

AND WHEREAS the Rental Housing Protection Act has been repealed;

AND WHEREAS Council, on June 30, 1998, in adopting Section 25 of the 13th Report of the Planning and Development Committee, authorized this by-law;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. Paragraph (i) of subsection (5) of Section 1 of By-law No. 97-084 is amended by deleting the words,

   "where the Regional Municipality of Hamilton-Wentworth approves the plan"

2. Paragraph (ii) of subsection (5) of Section 1 of By-law No. 97-084 is amended by deleting the words,

   "for a building being converted to a condominium, to be approved by the City of Hamilton"

   and substituting in lieu the words,

   "for an existing residential rental building"

3. Section 2 of By-law No. 97-084 is repealed.

4. In all other respects By-law No. 97-084 is hereby confirmed unchanged.

PASSED this day of , 1998.

CITY CLERK MAYOR

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO.98-

TO AUTHORIZE AN EXTENSION AGREEMENT

FOR PAYMENT OF REALTY TAX ARREARS

WHEREAS the Municipal Tax Sales Act, R.S.O. 1990, c.M.60, (hereinafter referred to as the "Act"), states that the Council of a municipality may, by by-law, authorize an Extension Agreement with the owner of land in arrears of realty taxes in excess of three (3) years after the registration of a Tax Arrears Certificate and before the expiry of the one year redemption period;

AND WHEREAS the Municipal Tax Sales Act (section 8) states that the said Extension Agreement may extend the period of time, upon the terms specified therein, within which the Cancellation Price is to be paid;

AND WHEREAS, pursuant to the Municipal Tax Sales Act, the Treasurer did register a Tax Arrears Certificate indicating arrears of realty taxes in excess of three (3) years on the lands described in Schedule "A" annexed hereto,

AND WHEREAS, the said land is recorded by The Corporation of the City of Hamilton under the specific Tax Roll Serial Nos. indicated in Schedule "A" annexed hereto.

AND WHEREAS, The Owners of the lands described in Schedule "A" have requested that the City exercise its discretion to pass a bylaw to authorize an Extension Agreement to extend the period of time in which the Cancellation Price may be paid.

AND WHEREAS the one year period within which this by-law may be enacted will therefore expire on the days described as the redemption date of Schedule "A" attached hereto.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. (a) The time open for acceptance and the permitted payments of the Cancellation Price beyond the expiry of the said one year redemption period as set out in Schedule "A" are hereby authorized to be extended pursuant to an Extension Agreement.

   (b) The owner of the land described in Schedule "A" may, on or before the redemption date, enter into the Extension Agreement with The Corporation of the City of Hamilton, and the Mayor and City Clerk are hereby authorized to execute the Extension Agreement on behalf of the City.

2. As provided in the Municipal Tax Sales Act, notwithstanding any other provision of this Extension Agreement, it is understood and agreed that while the Extension Agreement remains a subsisting agreement in good standing:

(a) that the Extension Agreement does not reduce the amount of the Cancellation Price.

(b) that the Extension Agreement does not prohibit any person from paying the Cancellation Price at any time.

(c) that any person may pay the Cancellation Price at any time.

(d) that the Extension Agreement terminates upon payment of the Cancellation Price by any person.

(e) that the Extension Agreement shall cease to be considered a subsisting Extension Agreement for purposes of section 9(2) of the Act, when and under what conditions set out in the Extension Agreement.

3. As also provided in the Municipal Tax Sales Act,

(a) while such Extension Agreement is in good standing, the period of such time shall not be counted in calculating the time within which the Cancellation Price may be paid.

(b) upon default by owner in complying with the Extension Agreement or any term thereof, the Extension Agreement shall cease and, (unless there remains time within which the Cancellation Price may be paid and is paid), the land shall be offered for sale by the Treasurer.

PASSED this 30th **day of** June **1998, A.D.,**

CITY CLERK **MAYOR**

SCHEDULE "A"
EXTENSION AGREEMENTS

1)	PROPERTY ADDRESS	9 ROBERT ST.
	SERIAL NUMBER	02 01565 3960
	BRIEF LEGAL DESCRIPTION	SURVEY J HUGHSON PART LOT 15, 16 & 17
	DATE OF REGISTRATION	DECEMBER 10, 1997
	TAX ARREARS CERTIFICATE #	VM240779
	REDEMPTION DATE	DECEMBER 10, 1998
	TOTAL ARREARS	$34,515.54
2)	PROPERTY ADDRESS	928 KING E.
	SERIAL NUMBER	03 02635 0040
	BRIEF LEGAL DESCRIPTION	PLAN 413 PART LOT 15
	DATE OF REGISTRATION	AUGUST 18, 1997
	TAX ARREARS CERTIFICATE #	LT465905
	REDEMPTION DATE	AUGUST 18, 1998
	TOTAL ARREARS	$15,884.81
3)	PROPERTY ADDRESS	84 CANNON E.
	SERIAL NUMBER	02 01540 0560
	BRIEF LEGAL DESCRIPTION	SURVEY N HUGHSON PART LOT 25
	DATE OF REGISTRATION	JULY 23, 1997
	TAX ARREARS CERTIFICATE #	VM239487
	REDEMPTION DATE	JULY 23, 1998
	TOTAL ARREARS	$11,572.34
4)	PROPERTY ADDRESS	11 STRATHCONA N.
	SERIAL NUMBER	01 01035 0900
	BRIEF LEGAL DESCRIPTION	PLAN 46 L APT
	DATE OF REGISTRATION	JULY 23, 1997
	TAX ARREARS CERTIFICATE #	LT461806
	REDEMPTION DATE	JULY 23, 1998
	TOTAL ARREARS	$28,136.17
5)	PROPERTY ADDRESS	22 LOCKE S.
	SERIAL NUMBER	01 01015 1120
	BRIEF LEGAL DESCRIPTION	CON 2 PART LOT 18
	DATE OF REGISTRATION	JULY 23, 1997
	TAX ARREARS CERTIFICATE #	VM239486
	REDEMPTION DATE	JULY 23, 1998
	TOTAL ARREARS	$11,367.87
6)	PROPERTY ADDRESS	231 GAGE N.
	SERIAL NUMBER	03 02720 5130
	BRIEF LEGAL DESCRIPTION	CON 1 PART LOT 4
	DATE OF REGISTRATION	JUKY 23, 1997
	TAX ARREARS CERTIFICATE #	VM239485
	REDEMPTION DATE	JULY 23, 1998
	TOTAL ARREARS	$269,329.91
7)	PROPERTY ADDRESS	8 LOCKE N.
	SERIAL NUMBER	01 01040 3220
	BRIEF LEGAL DESCRIPTION	PLAN 1435 BLOCK 1 RANGE 3 PART LOT 6
	DATE OF REGISTRATION	AUGUST 8, 1997
	TAX ARREARS CERTIFICATE #	VM239732
	REDEMPTION DATE	AUGUST 8, 1998
	TOTAL ARREARS	$40,151.18

8)	PROPERTY ADDRESS	15 AINSLIE
	SERIAL NUMBER	01 00410 2540
	BRIEF LEGAL DESCRIPTION	PLAN 1482 PART LOT 58
	DATE OF REGISTRATION	AUGUST 8, 1997
	TAX ARREARS CERTIFICATE #	VM239733
	REDEMPTION DATE	AUGUST 8, 1998
	TOTAL ARREARS	$11,296.23
9)	PROPERTY ADDRESS	249 VICTORIA N.
	SERIAL NUMBER	03 02160 0910
	BRIEF LEGAL DESCRIPTION	PLAN 90 PART LOT 15 & 16
	DATE OF REGISTRATION	AUGUST 8, 1997
	TAX ARREARS CERTIFICATE #	LT465564
	REDEMPTION DATE	AUGUST, 1998
	TOTAL ARREARS	$14,684.66
10)	PROPERTY ADDRESS	540 WOODWARD
	SERIAL NUMBER	05 05010 2480
	BRIEF LEGAL DESCRIPTION	PLAN 308 PART LOT 15
	DATE OF REGISTRATION	AUGUST 8, 1997
	TAX ARREARS CERTIFICATE #	VM239729
	REDEMPTION DATE	AUGUST 8, 1998
	TOTAL ARREARS	$146,747.74
11)	PROPERTY ADDRESS	490 NASH N.
	SERIAL NUMBER	05 04810 4170
	BRIEF LEGAL DESCRIPTION	CON 1 PART LOT 28
	DATE OF REGISTRATION	AUGUST 8, 1997
	TAX ARREARS CERTIFICATE #	LT465570
	REDEMPTION DATE	AUGUST 8, 1998
	TOTAL ARREARS	$206,044.87
12)	PROPERTY ADDRESS	9 WENTWORTH N.
	SERIAL NUMBER	03 02115 5700
	BRIEF LEGAL DESCRIPTION	PLAN 43 PT LOT 1 & 2
	DATE OF REGISTRATION	AUGUST 8, 1997
	TAX ARREARS CERTIFICATE #	LT465573
	REDEMPTION DATE	AUGUST 8, 1998
	TOTAL ARREARS	$18,485.43
13)	PROPERTY ADDRESS	11 REBECCA
	SERIAL NUMBER	02 01545 1120
	BRIEF LEGAL DESCRIPTION	SURVEY N HUGHSON PART LOT 49 & 50
	DATE OF REGISTRATION	AUGUST 8, 1997
	TAX ARREARS CERTIFICATE #	VM239730
	REDEMPTION DATE	AUGUST 8, 1998
	TOTAL ARREARS	$461,139.76
14)	PROPERTY ADDRESS	1430 MAIN E.
	SERIAL NUMBER	04 03430 6720
	BRIEF LEGAL DESCRIPTION	PLAN 579 LOT 8 PART LOT 7
	DATE OF REGISTRATION	AUGUST 8, 1997
	TAX ARREARS CERTIFICATE #	LT465563
	REDEMPTION DATE	AUGUST 8, 1998
	TOTAL ARREARS	$19,432.39
15)	PROPERTY ADDRESS	4 DARTNALL
	SERIAL NUMBER	06 05810 2490
	BRIEF LEGAL DESCRIPTION	CON 8 PART LOT 3 & 4
	DATE OF REGISTRATION	AUGUST 8, 1997
	TAX ARREARS CERTIFICATE #	LT465572
	REDEMPTION DATE	AUGUST 8, 1998
	TOTAL ARREARS	$13,141.38

16)	PROPERTY ADDRESS	215 HESS N.
	SERIAL NUMBER	02 01250 34300
	BRIEF LEGAL DESCRIPTION	PLAN 119 PART LOT 22 LOT 23 TO 27
	DATE OF REGISTRATION	AUGUST 8, 1997
	TAX ARREARS CERTIFICATE #	VM239731
	REDEMPTION DATE	AUGUST 8, 1998
	TOTAL ARREARS	$45,182.55
17)	PROPERTY ADDRESS	286 SANFORD N.
	SERIAL NUMBER	03 02330 6040
	BRIEF LEGAL DESCRIPTION	PLAN 167 LOTS 14, 15, 28, 29
	DATE OF REGISTRATION	AUGUST 8, 1997
	TAX ARREARS CERTIFICATE #	LT465571
	REDEMPTION DATE	AUGUST 8, 1998
	TOTAL ARREARS	$224,331.68
18)	PROPERTY ADDRESS	231 CANNON E.
	SERIAL NUMBER	03 02145 6730
	BRIEF LEGAL DESCRIPTION	PLAN 199 PART LOTS 22, 23 & 24
	DATE OF REGISTRATION	AUGUST 8, 1997
	TAX ARREARS CERTIFICATE #	LT465567
	REDEMPTION DATE	AUGUST 8, 1998
	TOTAL ARREARS	$57,491.21
19)	PROPERTY ADDRESS	556 UPPER SHERMAN
	SERIAL NUMBER	07 06760 7930
	BRIEF LEGAL DESCRIPTION	PLAN 608 LOT 716 & 717
	DATE OF REGISTRATION	AUGUST 8, 1997
	TAX ARREARS CERTIFICATE #	LT465569
	REDEMPTION DATE	AUGUST 8, 1998
	TOTAL ARREARS	$15,371.94
20)	PROPERTY ADDRESS	300 ACADIA
	SERIAL NUMBER	07 07510 0779
	BRIEF LEGAL DESCRIPTION	PLAN 909 PART LOT 7
	DATE OF REGISTRATION	AUGUST 8, 1997
	TAX ARREARS CERTIFICATE #	LT465566
	REDEMPTION DATE	AUGUST 8, 1998
	TOTAL ARREARS	$17,311.02
21)	PROPERTY ADDRESS	1403 MAIN E.
	SERIAL NUMBER	04 03125 7100
	BRIEF LEGAL DESCRIPTION	PLAN 522 PART LOT 16
	DATE OF REGISTRATION	AUGUST 8, 1997
	TAX ARREARS CERTIFICATE #	LT465562
	REDEMPTION DATE	AUGUST 8, 1998
	TOTAL ARREARS	$32,760.98
22)	PROPERTY ADDRESS	590 MAIN E.
	SERIAL NUMBER	03 02450 5670
	BRIEF LEGAL DESCRIPTION	PLAN 225 LOT 10 PART LOT 9
	DATE OF REGISTRATION	AUGUST 8, 1997
	TAX ARREARS CERTIFICATE #	LT465568
	REDEMPTION DATE	AUGUST 8, 1998
	TOTAL ARREARS	$32,041.23
23)	PROPERTY ADDRESS	928 KING E.
	SERIAL NUMBER	03 02635 0040
	BRIEF LEGAL DESCRIPTION	PLAN 413 PART LOT 15
	DATE OF REGISTRATION	AUGUST 18, 1997
	TAX ARREARS CERTIFICATE #	LT465509
	REDEMPTION DATE	AUGUST 18, 1998
	TOTAL ARREARS	$15,884.81

24)	PROPERTY ADDRESS	71 ERIE
	SERIAL NUMBER	03 02050 1960
	BRIEF LEGAL DESCRIPTION	PLAN 173 PART LOT 20
	DATE OF REGISTRATION	AUGUST 18, 1997
	TAX ARREARS CERTIFICATE #	LT465901
	REDEMPTION DATE	AUGUST 18, 1998
	TOTAL ARREARS	$10,833.40
25)	PROPERTY ADDRESS	352 EAST 36TH
	SERIAL NUMBER	07 06320 2150
	BRIEF LEGAL DESCRIPTION	PLAN 808 PART LOT 313
	DATE OF REGISTRATION	AUGUST 18, 1997
	TAX ARREARS CERTIFICATE #	LT465892
	REDEMPTION DATE	AUGUST 18, 1998
	TOTAL ARREARS	$11,392.58
26)	PROPERTY ADDRESS	73 ERIE
	SERIAL NUMBER	03 02050 1930
	BRIEF LEGAL DESCRIPTION	PLAN 244 PART LOTS 20 & 21
	DATE OF REGISTRATION	AUGUST 18, 1997
	TAX ARREARS CERTIFICATE #	LT465899
	REDEMPTION DATE	AUGUST 18, 1997
	TOTAL ARREARS	$10,758.60
27)	PROPERTY ADDRESS	1 SOMERSET
	SERIAL NUMBER	03 02650 2530
	BRIEF LEGAL DESCRIPTION	PLAN 48 PART LOT 1, 2 & 3
	DATE OF REGISTRATION	AUGUST 18, 1997
	TAX ARREARS CERTIFICATE #	LT465879
	REDEMPTION DATE	AUGUST 18, 1998
	TOTAL ARREARS	$10,789.42

Bill No. **D-32**

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Authorize

1998 DEBENTURE PROJECTS AND AMOUNTS

WHEREAS Section 147 of the Municipal Act, R.S.O. 1990, Chapter M.45 authorizes a municipality to incur debts for the purposes of the municipality;

WHEREAS Ontario Regulation 710/92 enacted under the authority of the Municipal Act, R.S.O. 1990, Chapter M.45, establishes a limit for a municipality's debt obligations which do not require the approval of the Ontario Municipal Board;

AND WHEREAS the Council of The Corporation of the City of Hamilton in adopting Section 1 of the 11th Report of the Committee of the Whole at its meeting held on May 14, 1998 authorized the projects appearing in Schedule "A" to this By-law;

AND WHEREAS the financial commitments, liabilities and debt charges of the projects listed in Schedule "A" and The Corporation of the City of Hamilton's other debts and debt charges will not exceed the City's debt limit as specified by the Municipal Act and Regulation 710/92;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. The projects listed in Schedule "A", attached to and part of this By-law, are hereby approved.

2. The City Treasurer is authorized to arrange the issuance of the necessary debentures to a maximum of $12,877,000.00 for a term not to exceed ten years by The Regional Municipality of Hamilton-Wentworth and chargeable to the City.

3. The proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all such things necessary to give effect to this By-law.

PASSED this **30th** day of **June** , 1998.

CITY CLERK

MAYOR

SCHEDULE "A" TO BY-LAW NO. 98-

	Project	Gross Cost	Reserve Financing	Debenture Amount	Term of Debenture
3.0	City Places - Downtown - Capital Contribution	$ 1,500,000	NIL	$ 1,500,000	10 years
12.1	Risk Management - Various Facilities	$ 110,000	NIL	$ 110,000	10 years
14.1	Chedoke Twin Pad Arena - Remedial & Operational Improvements	$ 250,000	NIL	$ 250,000	10 years
17.1	City Hall - 1998 Retrofit - Phase I	$ 250,000	NIL	$ 250,000	10 years
22.0	Hamilton Steam & Technology Museum Operational Improvements	$ 440,000	NIL	$ 440,000	10 years
37.0	Military Museum & Dundurn Pavilion Re-Roofing	$ 95,000	NIL	$ 95,000	10 years
53.0	CUP - Repairs to Main Heating Boilers	$ 100,000	NIL	$ 100,000	10 years
132.0	Locke Street Bridge - Roadway Maintenance	$ 40,000	NIL	$ 40,000	10 years
133.1	Railway Crossing - HI Rail Installation	$ 60,000	NIL	$ 60,000	10 years
138.0	Downtown Hamilton Improvement Plan Phase II	$ 1,760,000	$ 228,000	$ 1,532,000	10 years
145.1	Roadways and Sidewalks Reconstruction Program	$ 6,519,000	NIL	$ 6,519,000	10 years
215.0	Corporate Financial Information System	$ 5,500,000	$ 3,519,000*	$ 1,981,000	10 years
		$16,624,000	$ 3,519,000	$12,877,000	

* Reserve and Other Source Funding

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Replace Schedule 17 of Licensing By-law No. 79-323

As Consolidated in By-law No. 93-069

Respecting:

SALVAGE AND SECOND-HAND GOODS BUSINESSES

WHEREAS Schedule 17 to Licensing By-law No. 79-323, as consolidated in By-law No. 93-069 provides for the licensing of salvage and second-hand goods businesses;

AND WHEREAS it is desirable to amend the requirements for salvage and second-hand goods licences, and enact a consolidated Schedule 17;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. That Schedule 17 of By-law No. 79-323, as consolidated in By-law No. 93-069 and as amended in By-law No. 93-152, be repealed, and the following enacted in its place:

"

SCHEDULE 17

SALVAGE AND SECOND-HAND GOODS BUSINESSES

Application of Schedule

1.(1) The provisions of this Schedule shall not be deemed,

(a) to apply to the business of buying and selling articles being antiques or works of art; or

(b) to require the reporting of the purchase or sale of waste paper, rags, bones or bottles, or of used tires, or of ferrous metal scrap which is obviously scrap, or to require the retention of any such goods for any specified period, but the exception provided in this clause does not extend to any motor vehicle or part thereof.

(2) For the purpose of this Schedule a salvage yard includes an automobile wrecking yard or premises.

(3) The provisions of subsection 2(1) do not apply to any person engaged in the business for patriotic or charitable purposes.

(4) The provisions of section 4, and clauses 6(a) and 6(d) do not apply to a person who deals in second-hand goods, only to the extent of receiving traded-in articles the value of which are applied on account of the purchase price of new goods of a like kind being sold in the usual course of the business to the owner of such second-hand goods.

(5) For the purposes of this Schedule the following definitions shall apply:

(a) "*antiques*" means furniture and other goods or articles commonly recognized as collectable because of their quality, value or age, and reproductions of such items, but not including jewellery, precious gems, time pieces, musical instruments, tools, cameras, camera components, or coins;

(b) "*electronic components*" includes stereos, televisions, compact disk players, video players and recorders, facsimile machines, computers, video cameras, and their components;

(c) "*jewellery*" means articles of personal adornment made in whole or part of silver, gold or platinum metal;

(d) "*salvage or second-hand goods shop or yard*" means premises used for the collection, storage, or buying of used manufactured or processed goods, materials or parts, including automobiles or auto parts, whether or not they are further recycled, repaired or salvaged, and which in whole or part are sold or offered for sale by retail;

(e) "*works of art*" means paintings, photographs, sculpture and other products of artisans commonly recognized as collectable because of their quality or value, but not including jewellery, precious gems, time pieces or coins.

Licence Required

2.(1) No person shall carry on or engage in the business of a salvage or second-hand goods shop or yard without a licence under this by-law entitling him so to do.

(2) Every person required to obtain a licence shall obtain a separate licence with respect to each and every shop, store, yard or other premises used for the transaction of business or for receiving, keeping or storing salvage or second-hand goods.

(3) Despite subsection (1), only persons buying or selling second-hand jewellery, precious gems, time pieces, musical instruments, tools, coins, auto parts, cameras or electronic components require a licence under this Schedule.

(4) An applicant, whose business is either transient or non-resident in Hamilton, shall apply for a licence or renewal of licence at least thirty days in advance of commencing to trade in Hamilton.

3. Any licence required under this Schedule may be issued to authorize the licensee to deal in one class only of second-hand goods or in more than one class as may be specified, and no person shall deal in any class of second-hand goods not covered by their licence.

Record Book and Reports

4.(1) Every person carrying on or engaging in the business of a salvage or second-hand goods shop or yard shall, without delay, at the time when any salvage or second-hand goods are purchased, taken in exchange, received on consignment or otherwise received or acquired in any manner whatsoever, enter in the Record Book in ink or indelible pencil and in a plain and easily readable hand and in the English language, a record of all such salvage and second-hand goods (except used motor vehicle tires), the date and time, the price or other consideration given, and the name and address of the person from whom they were so purchased, taken in exchange or otherwise obtained, together with the current licence number of the motor vehicle, if any, in which such salvage or second-hand goods were brought; and, in the case of tools

purchased or otherwise obtained, the record shall include a proper description of the same, including the name of the manufacturer, and the identifying number or initials, if any.

(2) Every person carrying on or engaging in any of the said businesses shall deliver at the office of the Chief Constable before two o'clock in the afternoon daily, except on Sundays and public holidays, a true copy of the entries in the Record Book relating to all such transactions which have taken place since the transaction last so reported; and whenever there is reason to suspect that any goods or articles may have been stolen, all readily ascertainable particulars of the same and of the person offering the same shall be included in the said report.

(3) Persons carrying on or engaging in the business of a salvage or second-hand goods shop or yard shall treat goods redeemed on pawn tickets as purchased and so entered in the Record Book; and in the case of a used motor vehicle or wrecked motor vehicle purchased, taken in exchange or otherwise obtained, there shall be entered in the Record Book the name of the maker, all serial numbers and the current or previous year's motor vehicle licence number, if any.

(4) The said Record Book shall be and remain the property of the City and shall be returned to the City by the licensee at any time on demand, and in any event immediately before the expiry of the licence, whether by revocation or otherwise; and the licensee shall take all necessary precautions to guard against its loss, destruction or mutilation.

(5) When any Record Book is delivered to the City at any time during currency of the licence, the secretary shall supply to the licensee another Record Book which shall be kept and used in the same manner by the licensee at all times while he is without the former Book.

(6) All information in said Record Books and Reports shall be confidential to the City, the Chief Constable and those members of the police force authorized to peruse the same and shall not be communicated to any other person except as it may be required to be given in evidence.

Identification and Purchasing from Minors

5. No person carrying on or engaging in the business of a salvage or second-hand goods shop or yard shall directly or indirectly purchase from, exchange with or receive in pledge from any minor appearing to be under the age of eighteen years, without written authority from a parent or guardian of such minor, any salvage or second-hand goods.

Miscellaneous Regulations

6. Every person carrying on or engaging in the business of a salvage or second-hand goods shop or yard shall be responsible:

(a) *Period of Retention of Goods.* That all salvage and second-hand goods purchased, taken in exchange or otherwise obtained, including goods obtained from a dealer in second-hand goods, shall be retained in unchanged condition and exposed to public view in the licensee's shop or yard within the City of Hamilton for a period of at least thirty days thereafter, and that the same shall be kept clearly separated in location during the whole of such period, from all goods previously purchased, and that none of the same shall be sold or otherwise disposed of until after the expiration of the said period, but where the business licensed is transient or non-resident in Hamilton, the terms of this clause otherwise apply except that the period of retention

shall be at least sixty days and that the goods shall be at a location in Hamilton accessible between the hours of 9 a.m. and 5 p.m. local time;

(b) *Place of Storage.* That no salvage or second-hand goods are stored or kept any where but at the shop or yard in the City of Hamilton either within a building or within a properly fenced enclosure, that no waste paper or any material likely to blow about the streets is allowed to be deposited or remain where it can do so, and that the whole premises and all salvage and goods therein are kept clean and orderly;

(c) *Soliciting on Highway.* That there is no soliciting of business from any person that is on a public highway;

(d) *Hours of Business.* That no salvage or second-hand goods are purchased, taken in exchange or otherwise obtained on a public holiday, or after eleven o'clock in the afternoon of any day, or before seven o'clock in the morning of any day; and that except during full daylight, there is no collecting or attempted collecting of any goods or salvage, or any passing from house to house along any public or private way, for any such purpose;

(e) *Identification.* That persons attempting to sell or trade second-hand goods or salvage first be required to produce a valid, government-issued piece of identification, and have a head-and-shoulders photograph or video tape taken in sufficient clarity for later identification of the customer. Persons carrying on or engaging in the business of a salvage or second-hand goods shop or yard shall not complete the transaction until they obtain such identification and photograph from the customer and shall further be responsible for taking and maintaining copies of the identification and photos taken, with a reference to the transaction as contained in the Record Book; and

(f) *Period of Retention of Photographs Taken for Identification Purposes.* That all photographs taken for the purposes of identification of customers under clause (e) be retained, for sixty days in the case of a business transient or non-resident in Hamilton, and for thirty days in the case of all other businesses.

7. The licence fees are provided in section 17 of Schedule 45 of this by-law."

2. (1) This by-law comes into force and effect on the date of enactment.

(2) In all other respects By-law No. 93-069 as amended is confirmed without change.

PASSED this 30th day of June A.D. 1998.

CITY CLERK MAYOR

Bill No. D-34

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

To Appoint:

AN ACTING CLERK

WHEREAS Sub-section 73(3) of the Municipal Act, R.S.O. 1990, Chapter M.45 provides as follows:

> 73(3) When the office of Clerk is vacant or the Clerk is unable to carry on his/her duties through illness or otherwise, the Council may appoint a temporary Acting Clerk who shall have all the powers and duties of the Clerk under this and every other Act.

AND WHEREAS it is intended to provide for the continuance of the normal operations of the Clerk's Department and the duties of the Clerk during the absence of the Clerk through illness or otherwise, including vacation.

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. Either of Stanley G. Hollowell or Kevin C. Christenson is appointed Acting Clerk and shall assume the duties and responsibilities during the absence of the Clerk through illness or otherwise, including vacation.

2. By-law No. 92-064 is hereby repealed.

PASSED this 30th day of June A.D., 1998

CITY CLERK MAYOR

BY-LAW NO. 98 -

CONFIRM PROCEEDINGS OF THE COUNCIL OF THE CORPORATION OF THE CITY OF HAMILTON AT ITS MEETING HELD ON THE 30th DAY OF JUNE, 1998.

WHEREAS by Section 9 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario, 1990, the powers of a municipal corporation are to be exercised by its Council;

AND WHEREAS by Sub-section 1 of Section 101 of the Municipal Act, being Chapter M-45 of the Revised Statutes of Ontario 1990, the powers of every Council are to be exercised by by-law.

AND WHEREAS it is deemed expedient that the proceedings of the Council of The Corporation of the City of Hamilton at this meeting be confirmed and adopted by by-law.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:-

1. The action of The Council of The Corporation of the City of Hamilton in respect to each recommendation contained in the Reports of the Committees and of the local Boards and Commissions and each motion and resolution passed and other action taken by the Council of The Corporation of the City of Hamilton at this meeting is hereby adopted and confirmed as if all such proceedings were expressly in this By-law.

2. The Mayor and the proper officials of The Corporation of the City of Hamilton are hereby authorized and directed to do all things necessary to give effect to the action of the Council of The Corporation of the City of Hamilton referred to in the preceding section hereof.

3. The Mayor, or in the absence of the Mayor, the Acting Mayor, and the City Clerk, or in the absence of the City Clerk, the Acting City Clerk are authorized and directed to execute all documents necessary in that behalf and to affix thereto the seal of The Corporation of the City of Hamilton.

PASSED this 30th day of June 1998

CITY CLERK MAYOR

URBAN/MUNICIPAL
CA4 ON HBL A05
A31
1998

Ken Roberts
Chief Executive Officer
Hamilton Public Library

1998 June 26

NOTICE OF MEETING

COMMITTEE OF THE WHOLE/CITY COUNCIL
Tuesday, 1998 June 30
6:15 p.m.
Room 233, City Hall

J. J. Schatz
City Clerk

AGENDA

1. Introductory Remarks - Mayor R. M. Morrow
2. Request for Proposal\Awarding of a Contract Re: Corporate Human Resource and Financial Replacement System - Phase II Report
3. Flamboro Downs - Teletheatre - 264 Dundurn Street South
4. Hamilton Professional Firefighters Association - Request to appear as a delegation
5. H.E.C.F.I.: Naming sponsorship - Hamilton Place
6. Resolution - Great Lakes Water Quality Management
7. Adjournment

Note: Dinner will be provided in Room 264 at 6:00 p.m.

City of HAMILTON

2

Subjoined is a copy of Section 2 of the SIXTEENTH Report for 1998 of the Finance and Administration Committee adopted by City Council at its special meeting held 1998 June 16.

2. (a) That the Corporate Human Resource and Financial Information System (HR/FIS) Implementation Strategy, as outlined in Report FUB98029(b) be approved; and,

(b) That the PeopleSoft Canada Ltd. Implementation Partner of Price Waterhouse/IBM be retained to provide the prime external resources for implementation assistance and, the Manager of Purchasing issue a Request for Proposal for other external consulting services where required at a total cost not to exceed $1.5 million; and,

(c) That the Mayor and Clerk of the City of Hamilton and the Chairman and Clerk of the Regional Municipality of Hamilton-Wentworth be authorized and directed to execute the necessary agreements which are being made on behalf of their respective municipalities and on behalf off all their affiliated bodies, such as Boards and Commissions.

Resolution of the Regional Municipality of Hamilton-Wentworth:

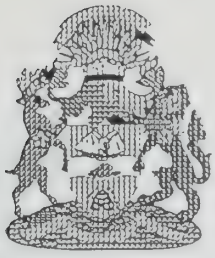
2. **Corporate Human Resource and Financial Information System (HR/FIS) - Implementation Plan (FIN98029(b))**

a) That the Corporate Human Resource and Financial Information System Implementation Strategy, as outlined in Report FIN98029(b), be approved;

b) **That the Manager of Purchasing issue a Request for Proposal for implementation assistance and for other external consulting services, where required, at a cost not to exceed $1.5 million;**

c) That the Mayor and Clerk of the City of Hamilton and the Chairman and Clerk of the Regional Municipality of Hamilton-Wentworth be authorized and directed to execute the necessary agreements which are being made on behalf of their respective municipalities and on behalf of all their affiliated bodies, such as Boards and Commissions.

Item 3.2



3.

THE CORPORATION OF THE CITY OF HAMILTON

MOTION

Council Date: 1998 June 30

MOVED BY: ALDERMAN .....

SECONDED BY: ALDERMAN .....

RESOLVED:

That the following resolution tabled by Committee of the Whole at its meeting held 1998 June 11 respecting the request of Flamboro Downs for a Teletheatre location at 264 Dundurn St. S. be now lifted from the table and approved:

> That City Council advise the Ontario Racing Commission that it is aware of the request from Flamboro Downs for an additional proposed Teletheatre location at 264 Dundurn Street, and that City Council has no objection to this location being approved.

flamboro downs
flamboro downs holdings limited
p.o. box 8220, dundas, ontario L9H 5G1

967 highway 5, flamborough, ontario
telephone: (905) 627-3561 fax: (905) 627-3561

May 19, 1998.

Mayor Robert Morrow,
City Hall,
71 Main Street West,
Hamilton, Ontario.
L8N 3T4.

Re: **Additional Proposed Teletheatre Location for Flamboro Downs -**
Neighbours Bar & Grill, 264 Dundurn Street South, Hamilton, Ontario. L8P 4K9.

Dear Mr. Morrow,

I am writing you once again to seek written Municipal approval for another Teletheatre location in west Hamilton for Flamboro Downs.

To update you and your office, we currently have a teletheatre network of 15 locations throughout the Niagara Peninsula, of which five are located within the city of Hamilton. (Please see the enclosed Teletheatre listings.)

We are now in the process of seeking approvals for an additional Hamilton location in the west end of the city, and have an enthusiastic owner at the above noted address. As per our previous correspondence on Teletheatre approvals, we require from your office an acknowledgement that you have been informed by us of our intention to operate a Teletheatre at the above location, and within that letter it must be indicated that there are no objections from City Council.

As in the past, once I have received the documentation requested in this letter, we will proceed to a Hearing date before the Ontario Racing Commission, who will consider the application at a public Hearing.

This new Teletheatre location will probably generate 2 new jobs at the Teletheatre site, as well as employ 4 Pari-Mutuel Sellers to cover the 7 days per week operation of the Teletheatre. We believe that this location will serve the west Hamilton area well, and that it will complement our existing Teletheatre locations in the area.

We would appreciate your usual prompt and positive response to this request.

Yours truly,

FLAMBORO DOWNS HOLDINGS LIMITED,

RICHARD JACOB,
President.

RJ:mc

Copy to: Miss Samantha Franklin, Manager, Neighbours Bar & Grill.

REVISED
MAY 7, 1998

FLAMBORO DOWNS

TELETHEATRE LIST

		Telephone	Fax
1.	CHEERS, John Vitulli, 1405 Upper Ottawa Street, Hamilton, Ontario. L8W 3J6.	(905) 574-7748	(905) 574-8741
2.	THIRSTY SENATOR, Frank McCabe / Guy Appleton 4490 Fairview Street, Burlington, Ontario. L7L 5Y3.	(905) 681-8655	(905) 681-1441
3.	NORFOLK INN, Gerard Maloney, 41 Norfolk Street South, Simcoe, Ontario. N3Y 2W1.	(519) 426-6260	(519) 426-9715
4.	STRYX, Roger Jarry / Sandy MacKie, 3 Lake Street East, Grimsby, Ontario. L3M 2G4.	(905) 945-8116	(905) 945-5962
5.	BUFFY'S, Mike Buffalino, 106 - 118 Lakeport Road, St. Catharines, Ontario. L2N 4R1.	(905) 934-9993 Day (905) 934-1231	(905) 934-6534
6.	REX HOTEL, Bruno Carusetta / Dean Carusetta, 346 King Street, Welland, Ontario. L3B 3K3.	(905) 735-5389 Day (905) 732-4491	(905) 735-5389
7.	RAMADA HOTEL, Gerry Attard / Phillip May, 150 King Street East, Hamilton, Ontario. L8N 1B2.	(905) 528-1180 Night (905) 528-3451	(905) 528-6658
8.	NEW DYNES TAVERN, John Paisley, Graeme Tosh, or Victor Roselinni, 337 Beach Boulevard, Hamilton, Ontario. L8H 6W4.	(905) 549-2588	(905) 547-7092

		Telephone	Fax
9.	CARRERA'S SPORTSDOME, Peter Vincent, 931 Queenston Road, Stoney Creek, Ontario. L8G 1B8.	(905) 662-3620	(905) 662-3626
10.	THE BETTING SHOP, John LaPenna / Frank LaPenna, 6119 Main Street, Niagara Falls, Ontario. L2G 6A2.	(905) 357-6254	(905) 357-7642
11.	ROOKIES SPORTS CAFE, John Bermarija, 1429 Main Street East, Hamilton, Ontario. L8K 1C2.	(905) 549-1752	(905) 549-2349
12.	HANRAHAN'S TAVERN, Carlo D'Amato / Tom Kovachis, 92 Barton Street East, Hamilton, Ontario. L8L 2V9.	(905) 526-0644	(905) 526-0470
13.	DANNY'S HO HO, Rod Langille, 1320 Colborne Street East, Brantford, Ontario. N3T 5L4.	(519) 753-5360	(519) 753-7832
14.	THREE AMIGOS, Jamie Pacheco, 175 Beverly Street, Cambridge, Ontario. N1R 3Z9.	(519) 740-8271	(519) 740-8331
15.	DUFF'S CORNERS SPORTS BAR & BILLIARDS, Plutos Athanassiades, 1242 Highway #53 West, Ancaster, Ontario. L9G 3K9.	(905) 648-1274	(905) 648-9944

Hamilton Professional Fire Fighters As
Local - 288 International Association of Fire Fi

4.

President

Henry Watson

Treasurer

Brian Stark

Affiliated with
Provincial Federation
of Ontario Fire Fighters
The Canadian Labour Congress

Larry Staples
19 Laurier Avenue,
Hamilton, Ontario.
L9C 3R8 (754-7591)
574-7591

OFFICE OF THE CITY CLERK
JUN 22 1998
REC. BY ..... DATE .....
REF'D. TO ..... DATE .....
REF'D. TO ..... DATE .....
REF'D. TO ..... DATE .....
ACTION: C.O.W.

June 22nd. 1998

Mr. R. Morrow, Mayor
Chairman, Committee of the whole
City Hall,
71 Main Street West,
Hamilton, Ontario.

Re: Hiring of Personnel

Dear Sir:

The Hamilton Professional Fire Fighters Association hereby request the opportunity to appear before either the Committee of the Whole or the Finance Committee with respect to the replacement of Personnel.

This matter is of great concern to the Fire Fighters in the City of Hamilton and your attention to this matter would be appreciated.

Yours truly,

L. Staples

Larry Staples, Secretary

cc: Mr. J. Schatz, City Clerk ✓
Mr. D. Wilson, Chairman
Finance & Administration Committee

MAKE EVERY WEEK – **"FIRE PREVENTION WEEK"**

5

-RECOMMENDATION-

MEMO TO: Mr. J. J. Schatz, City Clerk
Committee of the Whole

FROM: Patricia Bennett, Secretary
H.E.C.F.I. Board of Directors

DATE: June 24, 1998

SUBJECT: **NAMING SPONSORSHIP :**
HAMILTON PLACE THEATRE

RECOMMENDATION:

THAT THE H.E.C.F.I. BOARD OF DIRECTORS REQUEST THE CITY OF HAMILTON TO CONSIDER NAMING SPONSORSHIP FOR HAMILTON PLACE THEATRE AS A MECHANISM TO GENERATE REVENUE; and

THAT H.E.C.F.I. BE AUTHORIZED TO PURSUE APPROPRIATE SPONSORSHIP FROM A CORPORATE/CITIZEN CANDIDATE WHICH REFLECTS SUPPORT THROUGH A PARTNERSHIP FORGED TO SUSTAIN AND ENRICH THE CITY'S CULTURAL ENVIRONMENT; and

THAT THE CITY OF HAMILTON HAVE FINAL APPROVAL OF SUCH SPONSORSHIP.

Patricia Bennett

BACKGROUND:

- The H.E.C.F.I. Board of Directors carried the foregoing recommendation at its Regular Meeting held June 24, 1998.
- Inherent in H.E.C.F.I.'s on-going goals is the objective to continually explore avenues to decrease the City's muncipal contribution. H.E.C.F.I. has consistently returned unexpended portions of the municipal contribution since its amalgamation in 1986.
- The Board of Directors took part in a Workshop in March, 1995 which focused on ways to generate revenue. One of the areas highlighted was naming sponsorships of facilities. At that time, the Board reviewed other such sponsorships such as the DuMaurier Theatre and the Ford Centre for Performing Arts, which generate revenue on an annual basis towards the on-going operation and maintenance of the respective facilities. It was agreed that the Board would further consider the feasibility of naming sponsorships at a future date.
- As provincial downloading puts increasing pressure on muncipalities for financial responsibility and as H.E.C.F.I.'s Reserve for Capital Projects will not be sufficient in future years to sustain its current level of improvements and major maintenance projects, the foregoing recommendation is being presented for the City's consideration.

6.

Resolution

Great Lakes Water Quantity Management

WHEREAS, the Great Lakes and St. Lawrence River is the world's largest freshwater system; and

WHEREAS, this valuable binational ecosystem is part of a hydrologic basin that supports a population of 40 million and a strong, diversified economy; and

WHEREAS, there have been proposals to divert Great Lakes water outside the basin in addition to those diversions that already exist; and

WHEREAS, the Governors of the Great Lakes states and the Premier of Ontario in 1985 signed the Great Lakes Charter, which among other policies, established a consultation process to consider particular diversion issues and proposals; and

WHEREAS, in 1986 U.S. federal legislation was adopted that requires the consent of all Great Lakes Governors to new out-of-basin diversions; and

WHEREAS, in 1998 a plan by a business to remove water from Lake Superior and ship it overseas received a water withdrawal permit from the Government of Ontario but that permit was later rescinded; and

WHEREAS, if the Lake Superior water shipment activity had actually begun, it would have set a dangerous legal precedent leaving the region vulnerable to much larger schemes in the future; and

WHEREAS, substantial, new diversions of Great Lakes water may result in serious harmful impacts to the Basin ecosystem and economy; NOW THEREFORE BE IT

RESOLVED that the International Great Lakes St. Lawrence Mayor's Conference opposes any new out-of-basin diversion of Great Lakes water that is inconsistent with the principles of the Great Lakes Charter; and

BE IT FURTHER RESOLVED THAT THE International Great Lakes St. Lawrence Mayors' Conference supports a strengthened legal and institutional infrastructure for Great Lakes water quantity management that would include:

- a U.S. Canada treaty banning the export of Great Lakes water;
- an International Joint Commission reference to the U.S. and Canadian Governments to study and devise an improved long-term use plan for Great Lakes water to be conducted in a timely manner in full consultation with the Great Lakes states and provinces of

Ontario and Quebec;
a commitment on the part of the Great Lakes states and provinces of Ontario and Quebec to review and revise (if necessary) the Great Lakes Charter and formally reaffirm the Charter principles and also take measures to strengthen the prior notice and consultation process for proposed diversions and consumptive uses to ensure prompt, efficient and science-based decision-making; and

BE IT FURTHER RESOLVED that the International Great Lakes St. Lawrence Mayor's Conference, in cooperation with the U.S. and Canadian federal, state and provincial governments:

- collaborate on development of a Basin Water Resources Management Plan, as called for in the Great Lake Charter;
- upgrade the Great Lakes Regional Water Use Data Base and ensure its full use in decision-making processes; and
- implement, where possible, recommendations of the International Joint Commission's Levels Reference Study; and

BE IT FINALLY PROPOSED that the International Great Lakes St. Lawrence Mayors' Conference promote and pursue and enhanced municipal role and involvement in decision-making processes involving Great Lakes St. Lawrence water quantity issues.

URBAN/MUNICIPAL
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MEETING OF THE COUNCIL
OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, 1998 July 7
9:30 o'clock a.m.
Council Chambers, City Hall

J. J. Schatz
City Clerk

A G E N D A

1. *Call to Order*
2. *Introductory Remarks - Mayor Morrow*
3. *Petitions and Correspondence*
4. *Motion to invoke Rule 9 of the Procedural By-law to permit consideration of matters not reported upon by the respective Standing Committees*
5. *Motion to move into Committee of the Whole to permit consideration of Item #1 to #64*
6. *Consideration of recommendations*
7. *Motion to adopt the Report of the Committee of the Whole on the resolutions.*
8. *Notice of Motion for next meeting*
9. *Motion to appoint Acting Mayor for the month of August*
10. *Question Period*
11. *Adjournment*

* * * * *

Immediately following the formal meeting of City Council, the Committee of the Whole will meet to consider/review the 1998 Current Budget.

c.c. J. Pavelka, Chief Administrative Officer
All Department Heads

1998 July 7

RECOMMENDATIONS

To the Council of the Corporation of the City of Hamilton

Members of Council:

The following recommendations are presented for consideration:

1. That the existing "Permit Parking" regulation on the south side of Cumberland Avenue commencing at a point 145 feet west of the extended west curb line of Norway Avenue and extending to a point 21 feet westerly therefrom be removed, and that the City Traffic By-law No. 89-72 be amended accordingly.

2. That the existing "Alternate Side Parking" regulation on Emerald Street North between Wilson Street and Cannon Street East be replaced with a "No Parking" regulation on the east side and unrestricted parking on the west side of the street in this block, and that the City Traffic By-law No. 89-72 be amended accordingly.

3. (a) That a "Permit Parking" regulation be implemented on the north side of Clinton Street commencing at a point 140 feet east of Barnesdale Avenue North and extending to a point 19 feet easterly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

   (b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mrs. Elizabeth Green, No. 83 Clinton Street.

4. (a) That a "Permit Parking" regulation be implemented on the east side of Fairfield Avenue North commencing at a point 127 feet south of Barton Street East and extending to a point 20 feet southerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

   (b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Victor Gilmour, No. 294 Fairfield Avenue North.

5. (a) That the monthly fee for on-street "Permit Parking" and "Time Limit Exemption" parking permits be increased from $2 per month (established in 1977) to $3 per month effective 1998 June 1; and,

   (b) That the City Traffic By-law No. 89-72 be amended accordingly; and,

(c) That the increase in parking permit fee revenues be considered by the Committee of the Whole as a component in the 1998 Department current budget reductions.

6. That all-way stop control be implemented at the intersection of Ambrose Avenue and Veevers Drive, and that the City Traffic By-law No. 89-72 be amended accordingly.

7. That northbound traffic on Fano Drive (west leg) be required to stop for eastbound and westbound traffic on Supreme Drive, and that the City Traffic By-law No. 89-72 be amended accordingly.

8. That no action be taken on the request for four-way stop control at the intersection of Julian Avenue and Roxborough Avenue.

9. (a) That former Municipal Carpark 12B (90 Kinrade Avenue) be removed from the list of surplus properties; and,

(b) That staff report back after circulating to all City and Regional Departments for municipal interest, with a recommendation on whether or not Municipal Carpark 12A (153 Sherman Avenue North) can be designated as surplus and offered for sale.

10. That a "School Bus Loading Zone, 7:00 a.m. to 6:00 p.m., Monday to Saturday" regulation be implemented on the south side of Cumberland Avenue commencing at a point 47 feet west of the west curb line of Prospect Avenue and extending 296 feet westerly, and that the City Traffic By-law No. 89-72 be amended accordingly.

11. (a) That a School Crossing Guard be assigned to the intersection of Barton Street East and Lottridge Street during the morning and evening school crossing periods only; and,

(b) That consideration be given in the 1999 Current Budget deliberations for an expansion package of $4,000 plus administrative costs for a School Crossing Guard at this location on a permanent basis.

12. That bicycles be permitted to travel westerly on the one-way portion of Cline Avenue North from King Street West to 180 feet westerly, and that By-law No. 89-72 be amended accordingly.

13. That the six month trial project of having Parking Control Officers enforce, in conjunction with the Hamilton-Wentworth Regional Police, Traffic By-law regulations other than parking and stopping, be extended an additional six months.

14. (a) That the submitted schedules of works be approved for inclusion in the Subdivision Agreement with the Owner for the estimated costs of services in:

"Olmsted Park - Phase 1", Hamilton

City's Share - $ 34,827.00, Owner's Share - $ 150,610.00

"Allison Estates - Phase 5", Hamilton

City's share $ 111,830.81, Owner's share $ 90,583.27

"Allison Estates - Phase 6", Hamilton

City's share $ 12,547.38, Owner's share $ 120,293.83; and,

(b) That the Mayor and City Clerk be authorized and directed to execute the proposed Subdivision Agreements with the Owner of "Olmsted Park - Phase 1", Hamilton, "Allison Estates - Phase 5", Hamilton and "Allison Estates - Phase 6", Hamilton, as well as any other related documents for these subdivisions subject to the approval of the City Solicitor; and,

(c) That the approval of the above-noted clauses be subject to the condition that no work be commenced until the Final Plan and Subdivision Agreement has been registered; and,

(d) That in the event that the Owner wishes to proceed prior to the registration of the Final Plan and Subdivision Agreement being registered, they should be allowed to do so at their own risk provided that they enter into a standard agreement with the City of Hamilton for pre-servicing; and,

(e) That a portion of the City's share of services in "Olmsted Park - Phase 1" subdivision at an estimated amount of $ 34,158.49, be financed from the remaining funds in the Reserve For Development Charges Account Centre No. CH00212; and,

(f) That the remainder of the City's share of services in "Olmsted Park - Phase 1" at an estimated amount of $668.51 as well as the City's share of services in "Allison Estates - Phase 5" subdivision, at an estimated amount of $111,830.81, and the City's share of services in "Allison Estates - Phase 6" subdivision, at an estimated amount of $12,547.38, be financed from the Reserve for Services Through Unsubdivided Lands Account Centre No. CH00203.

15. That the application of the International Village B.I.A. to temporarily close Ferguson Avenue North between King Street East and King William Street from Friday 1998 September 4 at 12:00 o'clock noon to Sunday 1998 September 6 at 6:00 o'clock p.m., to hold the first annual Mustard Festival, be approved, subject to the following conditions:

(a) That the prior approval of the Chief of Police or his designate be received and that such permits or authorizations as may be required by the Chief of Police or his designate be obtained; and,

(b) That the applicant provide proof of $5,000,000 public liability insurance naming the Region and the City of Hamilton as an added insured party, with a provision for cross liability and holding the Region and the City of Hamilton harmless from all actions, causes of action, interest, claims, demands, costs, damages, expenses and loss; and,

(c) That all barricading, detour signing and traffic control be subject to the direction of the Chief of Police or his designate; and,

(d) That all barricading be supplied by and at the expense of the applicant; and,

(e) That "Temporary Road Closure" signs be installed in advance by the Department of Public Works and Traffic on the affected roadways, if deemed necessary by the Commissioner of Public Works and Traffic at the expense of the event organizer; and,

(f) That the applicant ensure that clean up operations be carried out immediately before the re-opening of the roads to the satisfaction of the Commissioner of Transportation and at the expense of the event organizer; and,

(g) That no property owner or resident within the barricaded area be denied access to their property upon request; and,

(h) That all property owners and tenants along the closed portion of the route be notified of the event by the applicant prior to the event in a form acceptable to the City Engineer.

16. That the appropriate By-law to amend By-law No. 10605 respecting local improvement charges for the construction of roads, curbs, sidewalks and alleys be enacted by City Council.

17. That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) A-53 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

(b) A-54 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

(c) A-55 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

(d) A-56 A By-law to Revise Costs to the Corporation for the Installation of Local Improvements

18. (a) That approval, as required by Parks By-law No. 95-126 as amended, Section 11 and Section 37, to sell alcoholic beverages and to park vehicles in a park and to charge $5 to park vehicles in a park, be granted to the Hamilton Cultural and Ethnic Mosaic Association to host Kaleidoscope Festival and midway rides in Eastwood Arena and Eastwood Park from 1998 August 21 and August 22 from 12 o'clock noon to 10:30 o'clock p.m. subject to the Standard Terms and Conditions of the Special Event Guidelines; and,

(b) That the Kaleidoscope Festival be held on the condition that the Standard Terms and Conditions of the Special Event Guidelines are met, including but not limited to a detailed festival plan and financial capabilities and a method of repayment to outstanding creditors thirty (30) days prior to the festival date.

19. (a) That approval as required by Parks By-law No. 95-126 as amended, Section 11, to sell alcoholic beverages in a park, be given to Panagia Greek Orthodox Church on the occasion of the annual Greek Festival in Mountain Arena, on 1998 August 22 and August 23 from 11:00 o'clock a.m. to 12:00 o'clock midnight, subject to the Standard Terms and Conditions of the Special Events Guidelines; and,

(b) That the AGCO be notified that the City of Hamilton is aware of the event and has no objection to the issuance of a festival permit in as much as this is a Community Festival of Municipal Significance.

20. That approval as required by Parks By-law No. 95-126, as amended, Section 11, and under the Standard Terms and Conditions of the Special Events Guidelines, be given to the Hostess Frito-Lay Company to allow the serving of alcohol at Globe Park on 1998 August 21st and August 22nd.

21. That the report from the Director of Culture and Recreation dated 1998 June 29 respecting the "1998 User Fee Increases - Seniors Centre Memberships", be received.

22. (a) That approval be granted to enter into a contract between Mr. Walter Swierd and the City of Hamilton, in a form satisfactory to the City Solicitor for a period of 5 ½ months, with the option to renew for a period of one year at the City's discretion, effective 1998 July 15 and expiring 1998 December 31, for the provision of Chief Cook services at Sackville Seniors Centre, at an annual salary of $26,000, based upon a 35 hour work week, and to be completed according to the Employment Standards Act; and,

(b) That no benefits be paid for the period of 5 ½ months, but upon renewal, benefits be afforded to the contract.

23. (a) That two Rink Attendant I positions be deleted from the Culture and Recreation Department and be replaced with two Rink Attendant I/Chief Operator positions; and

(b) That job documentation for the Rink Attendant I/Chief Operator position be forwarded to Human resources for salary classification.

24. RECOMMENDATION TO FOLLOW re. Hamilton Steam and Technology, Barrier Free Design Modifications and New Heating System, Award of Contracts.

25. That the Capital project No. CR-97-009 Scott Park Arena approved by City Council on 1997 March 18, in the amount of $60,000 to construct a single changeroom addition to the exterior of Scott Park Arena be abandoned and the funds in the amount of $53,303 remaining be returned for reallocation.

26. That the Minister of Citizenship, Culture and Recreation be advised that the City of Hamilton will not be submitting bids to host either the 2000 Ontario Summer Games or the 2000 Ontario Winter Games.

27. (a) That approval be granted to the Director of Culture and Recreation to enter into Licence Agreements, in a form acceptable to the City Solicitor, with both the Hamilton Tennis Club and Rosedale Tennis Club; and,

(b) That each Licence Agreement contain the following terms and conditions:

(i) Term commences 1998 August and terminates 2008 July 31

(ii) The Club shall pay the cost of the following services or items:

(1) Hydro electric power and natural gas
(2) Maintenance of tennis court surfaces
(3) Cleaning and caretaking of the clubhouse

(iii) The Club shall hold free tennis clinics for junior players

(iv) The Club should provide 235 hours of daytime tennis court time per year for use of schools or for use by the City for junior players; and,

(c) That the City consents to the Rosedale Tennis Club entering into a sub-licence for the sole purpose of operating the facility during the winter tennis season; and,

(d) That the City Solicitor be authorized and directed to prepare the necessary documents; and,

(e) That the amount of $11,900 representing utility costs owing by the Rosedale Tennis Club from 1984 be forgiven; and,

(f) That the City take no further action to recover the $100,000 owing under the leaseback arrangement for the "bubble" which was installed at the Rosedale Tennis Club; and,

(g) That the Finance and Administration Committee be requested to recommend the method of financing the amounts forgiven for utility arrears and amounts owing under the loan/leaseback agreement.

28. That in respect of the temporary drainage easement granted to the City by Chedoke Health Corporation on 1992 February 26 (Instrument No. 112390) for drainage of the Twin Pad Arena site on Chedmac Drive, that the Mayor and City Clerk be authorized and directed to execute a release of that part of the said temporary drainage easement which is not required for drainage purposes over that portion of land described as part of Parcel 217-1, Section W575(C), Plan 846 (PIN 17036-0174), which is being sold by Chedoke Health Corporation to Starward Homes Limited.

29. That the Alexander Park Minor Sports Inc. be permitted to install a plaque in Alexander Park dedicated to the memory of Joseph Cheeseman.

30. (a) That the proposed Planning Tariff fees for planning applications, as contained in Appendix "A" be approved; and,

(b) That the City Solicitor be directed to further amend By-law 97-084 to incorporate the new fee structure; and,

(c) The union position deleted by Committee of the Whole, at its meeting of June 16, 1998 be reinstated based on the anticipated workloads and because the budget requirement to be met by the Planning and Development Committee will be offset by the $55,015 increase in planning fees.

31. (a) That the Director of Culture and Recreation be authorized to proceed with repairs to the damaged roof at St. Marks Church with costs estimated to be $35,000; and,

(b) That the costs of this work be charged to the Reserve for Uninsured Losses on the understanding that this account will be reimbursed via an insurance claim against the owner of 136 Bay Street South; and,

(c) That the Director of Planning and Development and Director of Culture and Recreation be authorized to develop a draft Expressions of Interest to determine if there exists the potential for public/private use of the building and grounds for the consideration of the Planning and Development Committee at its meeting in September, 1998.

32. That the Mayor and City Clerk be authorized and directed to execute documents in a form satisfactory to the City Solicitor in respect of the following matters:

(a) that the City release and discharge the Downtown Eaton Centre Development Agreement dated 1987 March 31 entered into with Eaton Properties Limited and Cadillac Fairview Corporation Limited; and,

(b) that in respect of three ongoing Agreements listed below entered into by Eatons with the City and other parties, that the City confirm that the said three agreements are in good standing at this time and that the City provide its consent to the conditional assignment of these Agreements to Eaton's secured lender, namely Norwest Financial Capital Canada, Inc., provided the assignee enters into an assumption agreement with the City:

(i) Bridge Operating Agreement - between The Cadillac Fairview Corporation Limited and Eaton Properties Limited (now The T. Eaton Company Limited) and the City dated June 30, 1989 regarding the pedestrian bridge above York Boulevard between the York Street Parkade and Eatons; and,

(ii) Bridge Agreement - among the Region, The Cadillac Fairview Corporation Limited, Eaton Properties Limited (now The T. Eaton Company Limited) and the City dated November 9, 1988 and registered December 19, 1988 as Instrument No. VM 242450 (permission to situate bridge upon City parkade and across Region's York Boulevard); and,

(iii) Truck Tunnel Agreement - between Eaton Properties Limited (now The T. Eaton Company Limited) and the City dated May 22, 1992 and registered June 11, 1992 as Instrument No. VM 122493, being the terms of Eaton's use of MacNab Street Truck Tunnel.

33. That the Building Commissioner be authorized to issue a demolition permit for the single family dwelling located at 20 Ferrie Street West in accordance with Demolition Control By-Law 74-290 pursuant to the Demolition Control provisions of the Planning Act (Section 33), subject to the following condition:

That the applicant apply for and receive a building permit to replace the single family dwelling and that the construction of the new single family dwelling be substantially completed within two (2) years of the date of the issuance of the building permit.

34. That the Building Commissioner be authorized to issue a demolition permit for 710 Dunn Avenue in accordance with By-Law 74-290 pursuant to Section 33 of The Planning Act, as amended.

35. (a) That approval be given to Part Lot Control Application 98-05, Frisina Construction Company Limited, owner, to remove part-lot control for Block 140, Registered Plan 62M-679 ("Rymal Estates") and Block 27, Registered Plan 750 ("Paradise Gates Estates, Phase 1"), to permit the subdivision of Blocks 140 and Block 27 into 6 lots for single detached dwellings, as shown on the attached map marked as APPENDIX "B"; and,

(b) That the by-law to remove part lot control from Block 140, Registered Plan 62M-679 and Block 27, Registered Plan 750 plan of subdivision, be enacted by Council; and,

(c) That the exempting by-law be restricted to a 1 year effective time period to expire on July 1, 1999; and,

(d) That following the enactment of this by-law, the Commissioner, Regional Environment Department (as delegate of the Minister of Municipal Affairs and Housing) be requested to grant approval to the by-law and endorse the same on the by-law; and,

(e) That the by-law not be forwarded to the Commissioner, Regional Environment Department until such time as the applicant has entered into a Modified Subdivision Agreement with the City of Hamilton.

36. That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) C-92 A By-law to Remove Land within the "Rymal Estates" Subdivision, Plan 62M-679 and "Paradise Gates Estates, Phase 1" Subdivision, Plan 62M-750 from Part Lot Control.

(b) C-93 A By-law to Amend Zoning By-law No. 6593 Respecting Lands Located on the East side of Hughson Street North, North of Wilson Street and Know Municipally as 41 and 51 Wilson Street and 99 John Street North.

(c) C-94 A By-law to Amend Zoning By-law No. 6593 Respecting Lands Located North of Stone Church Road West, West of West Fifth Street at the South End of Annabelle Street.

(d) C-95 A By-law to Adopt Official Plan Amendment No. 151 Respecting Protection of the Rental Housing Stock within the City of Hamilton.

37. (a) That the City Treasurer be authorized to finalize internal financing arrangements in the total amount of $9,000,000 through a transfer of funds from the Reserve for Replacement of Mobile Equipment, Account Centre No. CH 00101 to the various work-in-progress accounts as outlined in Appendix "C" attached hereto, to be repayable over a period of five years based on a 5 year Canada Bond Rate as at June 8, 1998 plus 25 basis points (5.44%); and,

(b) That the City Treasurer be authorized to repay the annual principal and interest charges out of the Current Budget Provision for Capital Financing, Account Centre No. CH 21102 by crediting the Reserve for Replacement of Mobile Equipment, Account Centre No. CH 00101; and,

(c) That the City Solicitor be authorized to revise the appropriate by-law for each capital project, noted in Appendix "C" (attached), to reflect a reduction in the corresponding debenture authority by the amount of reserve transfer noted in Appendix "C", column (11); and,

(d) That the attached Appendix "D" form part of the internal financing arrangement schedule, noted above in the amount of $9,000,000.

38. (a) That the City of Hamilton continue banking arrangements on a month-to-month basis with the Canadian Imperial Bank of Commerce upon expiration of the current banking contract on 1998 October 18; and,

(b) That the City of Hamilton be authorized to participate in a joint Request for Proposals for banking services with the Regional Municipality of Hamilton Wentworth.

39. (a) That the firm of MacGillivray Partners, Chartered Accountants, be continued as municipal auditor for the City of Hamilton, including its Local Boards, Hamilton Entertainment and Convention Facilities Inc., Hamilton Hydro Electric System, Canusa Games, the Canadian Football Hall of Fame and Museum, Hamilton Housing Company Limited, The Municipal Non-Profit (Hamilton) Housing Corporation, Hamilton Municipal Retirement Fund, The Hamilton and Scourge Foundation, Inc., and all of the Boards of Management for the Business Improvement Areas within the City of Hamilton for the year 1998 at a fee of $114,665 including completion of the audit of the City's Financial Report, but excluding G.S.T.; and,

(b) That the By-law respecting "To Appoint An External Auditor" be approved by City Council.

40. That the cost of securing the service of a Forensic Building Construction Auditing Firm to review the construction and current state of the Chedoke Twin Pad Arena in the amount of $20,000 be charged to Account Centre No. CF709841055, Chedoke Twin Pad Arena - Remedial and Operational Improvements.

41. That an amount of $11,900 representing utility arrears owing by the Rosedale Tennis Club from 1984 be written off and charged to Account No. CH 15401, Write Offs.

42. (a) That the City be authorized to enter into Extension Agreements, if required, in a form satisfactory to the City Solicitor and the City Treasurer pursuant to Section 8 of the Municipal Tax Sales Act, with the owners as outlined in Appendix "E" to extend the time open for payment of realty tax arrears in accordance with the policy for extension agreements approved by City Council on June 28, 1994; and,

(b) That the attached by-law to authorize the said Extension Agreements be enacted by Council; and,

(c) That the Mayor and City Clerk be authorized to execute the aforesaid by-law and extension agreements.

43. (a) That the Hamilton Municipal Retirement Fund be amended to allow post retirement spouses to be entitled to widow/widower benefits; and,

(b) That the rate of contributions be lowered to 5% on contributory earnings up to the Years Maximum Pensionable Earnings (Y.M.P.E.) and 6.5% on earnings above the Y.M.P.E. retroactive to 1998 January 1; and,

(c) That the Hamilton Municipal Retirement Fund pensioners be offered the opportunity to re-elect a joint and survivor benefit of 50% or 60%; and,

(d) That the pensioner and the Hamilton Municipal Retirement Fund, on the basis of the previous offering, share the cost for the re-election.

44. (a) That the City of Hamilton again recommend the Province of Ontario implement a Provincial contingency fund which is wholly self-funded by the recycling and waste handling industry through levies or some other similar mechanism (similar to the Workers Safety and Insurance Board - previously the WCB); and,

(b) That the Province of Ontario review the minimum fine of $5,000 proposed for the Fire Protection and Prevention Act and increase said amount in order to ensure a greater level of deterrence; and,

(c) That the Fire Marshal be requested to seek responses and participation in the implementation strategy immediately from Cities in the Province and the Association of Municipalities of Ontario; and,

(d) That the issues and suggestions in Appendix "F" attached hereto and the recommendations of the City's Plastimet Project Team in Appendix "G" attached hereto be forwarded to the Office of the Fire Marshal.

45. That the By-law to Reduce Approved Debenture Amounts be enacted by Council.

46. (a) That a Purchase Order be issued to Global Election Systems of Vancouver, British Columbia, in the amount of $596,965, inclusive of all applicable taxes, for the supply of 90 Optical Scanning Poll Level Ballot Tabulators; and,

(b) That $550,000 of the acquisition costs be funded from Capital Budget Account No. CF129851030 as approved in the City's 1998-2007 Capital Budget, and that the remaining $46,965 be funded from the City's Election Reserve Account Centre No. CH 00123.

47. That approval be given to authorize delegates to attend the 1998 Annual Conference of the Association of Municipalities of Ontario being held 1998 August 23 - 26 in Toronto.

48. (a) That Fleet Services Division, Department of Public Works and Traffic be authorized to perform fleet services, general maintenance and repairs on vehicles owned by the Hamilton Society for Prevention of Cruelty to Animals (H.S.P.C.A.); and,

(b) That the by-law, fixing the terms, conditions and charges for these services be enacted by Council.

49. (a) That the work plan included in the report "A Feasibility Study Into the Application of District Energy In The City of Hamilton, Ontario" attached hereto as Appendix "H" be approved; and,

(b) That authorization be given to the Mayor and City Clerk to execute an Agreement in a form satisfactory to the City Solicitor with Natural Resources Canada to proceed with the next phase of the project development process for the Community Energy Project; and,

(c) That the City's share (25% City, 25% Region, 50% Federal Government) of the estimated $105,000 cost be funded from Capital Funds Account CF709855042 - Community Energy System - Study (available funds $75,000); and,

(d) That The Region of Hamilton-Wentworth be so advised.

50. (a) That the Director of Culture and Recreation be authorized to prepare a Business Plan for the Hamilton Farmers' Market in consultation with the various stakeholders and with emphasis on its important role in the revitalization of the downtown; and,

(b) That the Business Plan include a detailed budget analysis including costs and a user pay back plan of upgrades to the facility requested by stallholders.

51. RECOMMENDATION TO FOLLOW re. Council Chambers Renovations

52. (a) That the amendment to the International Brotherhood of Painters and Allied Trades, Local 1795, Collective Agreement be received pursuant to the Fair Wage Policy of the City of Hamilton; and,

(b) That the Fair Wage Schedule be amended to reflect this change.

53. That after hearing the evidence of the complainants, Gilbert and Elisabeth DiGreggorio, the Council of the City of Hamilton hereby waives the development charges imposed on the property located at 181 John Street North pursuant to City of Hamilton Development Charges By-law 95-176 in the amount of $4,093.86.

54. That the "Hamilton Harbour Commissioners - Financial Statements" for the year ended December 31, 1997, be received.

55. (a) That two Senior Property Officer/Appraisal positions from the current five (5) Senior Property Officer/Appraiser compliment be eliminated: and,

(b) That two positions be established titled Chief Appraiser and Chief Property Officer and that job documentation for these positions be prepared and forwarded to Human Resource Services for review and establishment of salary classification.

56. That the request of the Polish Symfonia Choir of Hamilton to place a commemorative plaque in City Hall commemorating the 60th Anniversary of the beginning of World War II, be referred to the Director of Culture and Recreation.

57. That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) D-37 A By-law Respecting: Appointment of an External Auditor.

(b) D-38 A By-law to Provide for: The Provision of Fleet Services to the Hamilton Society for the Prevention of Cruelty to Animals.

(c) D-39 A By-law to Authorize: A By-law to Reduce Approved Debenture Amounts.

(d) D-40 A By-law to Authorize and Extension Agreement for Payment of Realty Tax Arrears

58. Private and Confidential Recommendation may follow.

59. Private and Confidential Recommendation may follow.

60. Private and Confidential Recommendation may follow.

61. Private and Confidential Recommendation may follow.

62. Private and Confidential Recommendation may follow.

63. Private and Confidential Recommendation may follow.

64. That the following Bill be adopted, signed, sealed and enrolled as a By-law:

(a) D-41 A By-law to Confirm the Proceedings of the City Council of the Corporation of the City of Hamilton.

PLANNING FEES

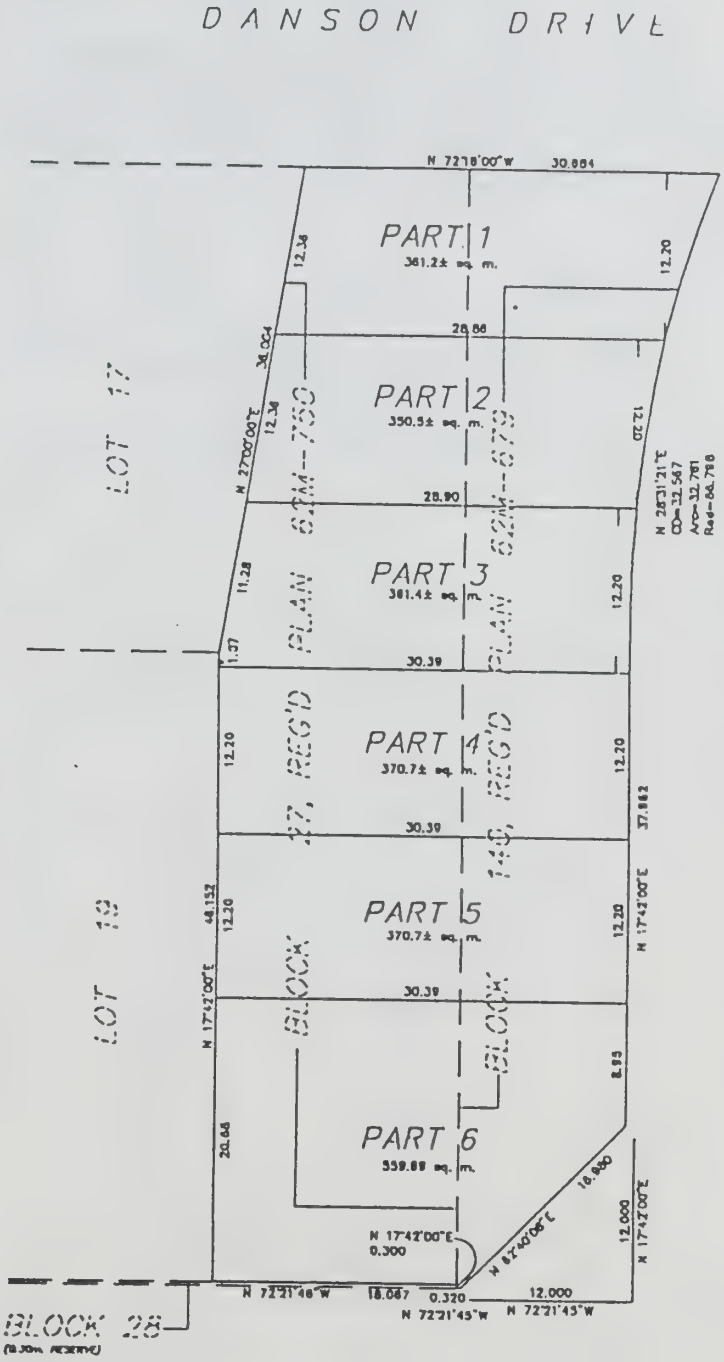
APPLICATIONS	CURRENT FEE	CONSULTANT RECOMMENDED FEE	PROPOSED FEE	FEE INCREASE	ESTIMATE # OF APPLICATIONS	FEES GENERATED
1. Rezoning						
• Routine	$ 900	$1,300	$1,200	$300	10	$ 12,000
• Complex - Phase I	$1,165	$1,680	$1,500	$335	30	$ 45,000
- Phase II	$ 635	$ 915	$ 800	$165	20	$ 16,000
Sub-Total						$ 73,000
2. Official Plan Amendment						
• Phase I	$1,165	$1,950	$1,500	$335	10	$ 15,000
• Phase II	$ 635	$1,925	$ 800	$165	8	$ 6,400
Sub-Total						$ 21,400
3. Site Plan Control						
• Site Plan Applications	$1,160	$2,040	$1,500	$340	35	$ 52,500
• Revisions to Plans	$ 425	n/a	$ 550	$125	5	$ 2,750
• Preliminary Review	$ 425	n/a	$ 550	$125	5	$ 2,750
• Exemption Requests	$ 80	n/a	$ 150	$ 70	30	$ 4,500
Sub-Total						$ 62,500

Appendix "A" referred to in
Section 30 of the Recommendations
Presented to Council 1998 July 7

4. Plan of Subdivision						
• Simple	$ 570	$1,950	$1,000 plus $10/ lot & $75/ block	$430 plus	2	$ 2,720
• Complex	$1,035	$2,500	$2,000 plus $20/ lot & $150/ block	$965 plus	2	$ 5,440
• For subdivisions received before March 28, 1995	$ 360	$ 750	$ 750	$390	1	$ 750
• For subdivisions received after March 28, 1995	$ 360	n/a	$1,050	$690	1	$ 1,050
• Ext. Draft Plan of Sub.	$ 185	$ 180	$ 185	$0	1	$ 185
• Administration fee for files over 5 years old	0	0	$ 200	NEW	20	$ 4,000
Sub-Total						**$14,145**
5. Plan of Condominium						
• New Building	$ 570	$1,400	$750 plus $10/ unit	$190 plus	5	$ 4,750
• Conversion - Phase I	$1,015 plus $20/ unit (max $800	No Increase	$1,015 plus $10/ unit	0	10	$ 12,500
• Conversion - Phase II (Prior to June 17, 1998)	$ 255		to be deleted	0	3	$ 765
• Revision to Condominiums	$ 360	$ 750	$ 750	$390	0	---

	Sub-Total					**$18,015**
6.	Part Lot Control					
	- Applications	$ 510	$ 360	$ 510	$0	8	$ 4,080
	- Extensions	$ 255	n/a	$ 255	$0	2	$ 510
7.	Property Reports					
	• Property Reports	$ 85	$ 80	$ 85	$0	5	$ 425
	• Change of Municipal Number/Additional Tenant Addresses	$ 85	n/a	$ 85	$0	8	$ 680
8.	Notice Recirculation					
		$ 260	n/a	$ 260	$0	2	$ 520
9.	Street Name Change					
		$4,220	$4,155	$4,220	$0	0	---
10.	Neighbourhood Plan and Modified N. Plan					
		$1,140	n/a	$1,140	$0	0	---
	Sub-Total					**$195,275**
PLANNING SERVICES						
1.	Sale of Maps and Services			New			$ 5,000
2.	Committee of Adjustment Maps			New			$ 15,000
	TOTAL						**$215,275**

Appendix "B" referred to in
Section 35 (a) of the Recommendations
Presented to Council dated 1998 July 7



NOTE:
THIS PLAN IS PREPARED FOR LAND DIVISION APPLICATION PURPOSES ONLY.

May 4/98 — D. HOLDEN — ONTARIO LAND SURVEYOR

ERISINA CONSTRUCTION CO. LTD.

LEGEND: ± 100.00 – EXIST. ELEV.
×(100.00) – PROP. ELEV.

BENCH MARK:

ASHENHURST NOUWENS LIMITED
PROFESSIONAL ENGINEERS & ONTARIO LAND SURVEYORS
318 YORK BOULEVARD, SUITE 201, HAMILTON, ONTARIO L8R 3K8
TELEPHONE: (905) 529-6719
(905) 528-4316
FAX: (905) 529-6661

SURVEY OF
BLOCK 140
REGISTERED PLAN No. 62M-679
BLOCK 27
REGISTERED PLAN No. 62M-750
IN THE
CITY OF HAMILTON
REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

DATE _____ Ontario Land Surveyor

SCALE 1 : 250 FILE No. 98041

The City of Hamilton
Treasury

Schedule "A"

Lists of Capital Projects
Internal Financing Arranged Through Reserve

NO. (1)	PROJECTS (2)	ACCOUNT CENTRE NUMBER (3)	AUTHORIZING BY-LAW NUMBER (4)	ONTARIO MUNICIPAL BOARD NUMBER (5)	ONTARIO MUNICIPAL BOARD DATE (6)	DEBENTURE AMOUNT AUTHORIZED (7)	FINANCING TO DATE DEBT ISSUE (8)	FINANCING TO DATE RESERVE TRANSFER (9)	MAXIMUM DEBT TO BE ISSUED (10)	INTERNAL FINANCING THROUGH RESERVE 1998 (11)
	CULTURE AND RECREATION:									
1	IVOR WYNNE STADIUM IMPROVEMENTS (Infrastructure)	CF 809453007	94-135	N/A	N/A	891,018	886,583		4,435	4,434
	PUBLIC WORKS AND TRAFFIC:									
2	ROAD & SIDEWALK RECONSTRUCTION PROGRAM	CF 529642001	96-050	N/A	N/A	4,524,000	52,048.85	1,000,000	3,471,951	2,935,566
3	ROAD & SIDEWALK RECONSTRUCTION PROGRAM-PHASE II	CF 529742001	97-093	N/A	N/A	700,000			700,000	700,000
4	ROAD & SIDEWALK RECONSTRUCTION PROGRAM	CF 529742001	97-093	N/A	N/A	6,671,000			6,671,000	4,000,000
5	ROADWAY RECONSTRUCTION PROGRAM (Infrastructure)	CF 809453016	98-069	N/A	N/A	696,772			696,772	250,000
6	T. B. MCQUESTON PARK	CF 629254005	92-216	E 920490	26-Jun-92	2,115,525		704,859	1,410,666	300,000
			94-123		07-Jul-94					
7	MOHAWK SPORTS PARK DEVELOPMENT - PHASE I	CF 629754033	97-093	N/A	N/A	240,000			240,000	240,000
8	MACASSA PARK REDEVELOPMENT	CF 629754035	97-093	N/A	N/A	333,000			333,000	333,000
9	DOWNTOWN PHASE OF FERGUSON AVENUE MASTER PLAN	CF 409755037	97-093	N/A	N/A	780,000			780,000	37,000
	HAMILTON PUBLIC LIBRARY:									
10	WESDALE BRANCH LIBRARY	CF 919741044	97-093	N/A	N/A	400,000			400,000	200,000
			Total			17,351,315	938,632	1,704,859	14,707,824	9,000,000

06/09/98 File ID No. NRA:CAPBUDGT\1998\DEBSCHED\1998ISSU

Appendix "C" referred to in
Section 37 (a) & (c) of the Recommendations
Presented to Council dated 1998 July 7

Appendix "D" referred to in
Section 37 (d) of the Recommendations
Presented to Council 1998 July 7

The City of Hamilton
Treasury

Internal Financing Through Reserve
For Previously Authorized Capital Projects

From the Reserve for Replacement of Mobile Equipment, A/c Centre No. CH 00101
The rate based on 5 year Canada Bond Rate as at June 08, 1998
Amortized Over Five Years @ The Rate Of 5.44%

Date (1)	Total Payment (2)	Principal (3)	Interest (4)	Interest Rate (5)	Balance Outstanding (6)
Internal Financing Through Reserve Consolidated Schedule 1998					
30-Jun-98					9,000,000.00
30-Jun-99	2,104,121.42	1,614,521.42	489,600.00	5.44%	7,385,478.58
30-Jun-2000	2,104,121.42	1,702,351.39	401,770.03	5.44%	5,683,127.19
30-Jun-2001	2,104,121.42	1,794,959.30	309,162.12	5.44%	3,888,167.89
30-Jun-2002	2,104,121.42	1,892,605.09	211,516.33	5.44%	1,995,562.80
30-Jun-2003	2,104,121.42	1,995,562.80	108,558.62	5.44%	0.00
	10,520,607.10	9,000,000.00	1,520,607.10		

CONSISTING OF:

1. Ivor Wynne Stadium Improvements (Infrastructure) Account Centre No. CF 809453007					
30-Jun-98					4,434.00
30-Jun-99	1,036.63	795.42	241.21	5.44%	3,638.58
30-Jun-2000	1,036.63	838.69	197.94	5.44%	2,799.89
30-Jun-2001	1,036.63	884.32	152.31	5.44%	1,915.57
30-Jun-2002	1,036.63	932.42	104.21	5.44%	983.15
30-Jun-2003	1,036.63	983.15	53.48	5.44%	(0.00)
	5,183.15	4,434.00	749.15		
2. Road and Sidewalk Reconstruction Program Account Centre No. CF 529642001					
30-Jun-98					2,935,566.00
30-Jun-99	686,309.70	526,614.91	159,694.79	5.44%	2,408,951.09
30-Jun-2000	686,309.70	555,262.76	131,046.94	5.44%	1,853,688.33
30-Jun-2001	686,309.70	585,469.05	100,840.65	5.44%	1,268,219.28
30-Jun-2002	686,309.70	617,318.57	68,991.13	5.44%	650,900.71
30-Jun-2003	686,309.71	650,900.71	35,409.00	5.44%	0.00
	3,431,548.51	2,935,566.00	495,982.51		

The City of Hamilton
Treasury

Internal Financing Through Reserve
For Previously Authorized Capital Projects

From the Reserve for Replacement of Mobile Equipment, A/c Centre No. CH 00101
The rate based on 5 year Canada Bond Rate as at June 08, 1998
Amortized Over Five Years @ The Rate Of 5.44%

3. Road and Sidewalk Reconstruction Program – Phase II Account Centre No. CF 529742001

Date (1)	Total Payment (2)	Principal (3)	Interest (4)	Interest Rate (5)	Balance Outstanding (6)
30-Jun-98					700,000.00
30-Jun-99	163,653.89	125,573.89	38,080.00	5.44%	574,426.11
30-Jun-2000	163,653.89	132,405.11	31,248.78	5.44%	442,021.00
30-Jun-2001	163,653.89	139,607.95	24,045.94	5.44%	302,413.05
30-Jun-2002	163,653.89	147,202.62	16,451.27	5.44%	155,210.43
30-Jun-2003	163,653.88	155,210.43	8,443.45	5.44%	(0.00)
	818,269.44	700,000.00	118,269.44		

4. Road and Sidewalk Reconstruction Program Account Centre No. CF 529742001

30-Jun-98					4,000,000.00
30-Jun-99	935,165.08	717,565.08	217,600.00	5.44%	3,282,434.92
30-Jun-2000	935,165.08	756,600.62	178,564.46	5.44%	2,525,834.30
30-Jun-2001	935,165.08	797,759.69	137,405.39	5.44%	1,728,074.61
30-Jun-2002	935,165.08	841,157.82	94,007.26	5.44%	886,916.79
30-Jun-2003	935,165.06	886,916.79	48,248.27	5.44%	(0.00)
	4,675,825.38	4,000,000.00	675,825.38		

5. Roadway Reconstruction Program (Infrastructure) Account Centre No. CF 809453016

Date	Total Payment	Principal	Interest		Balance Outstanding
30-Jun-98					250,000.00
30-Jun-99	58,447.82	44,847.82	13,600.00	5.44%	205,152.18
30-Jun-2000	58,447.82	47,287.54	11,160.28	5.44%	157,864.64
30-Jun-2001	58,447.82	49,859.98	8,587.84	5.44%	108,004.66
30-Jun-2002	58,447.82	52,572.37	5,875.45	5.44%	55,432.29
30-Jun-2003	58,447.81	55,432.29	3,015.52	5.44%	(0.00)
	292,239.09	250,000.00	42,239.09		

The City of Hamilton
Treasury

Internal Financing Through Reserve
For Previously Authorized Capital Projects

From the Reserve for Replacement of Mobile Equipment, A/c Centre No. CH 00101
The rate based on 5 year Canada Bond Rate as at June 08, 1998
Amortized Over Five Years @ The Rate Of 5.44%

Date (1)	Total Payment (2)	Principal (3)	Interest (4)	Interest Rate (5)	Balance Outstanding (6)
6. T. B. McQueston Park Account Centre No. CF 629254005					
30-Jun-98					300,000.00
30-Jun-99	70,137.38	53,817.38	16,320.00	5.44%	246,182.62
30-Jun-2000	70,137.38	56,745.05	13,392.33	5.44%	189,437.57
30-Jun-2001	70,137.38	59,831.98	10,305.40	5.44%	129,605.59
30-Jun-2002	70,137.38	63,086.84	7,050.54	5.44%	66,518.75
30-Jun-2003	70,137.37	66,518.75	3,618.62	5.44%	0.00
	350,686.89	300,000.00	50,686.89		
7. Mohawk Sports Park Development – Phase I Account Centre No. CF 629754033					
30-Jun-98					240,000.00
30-Jun-99	56,109.90	43,053.90	13,056.00	5.44%	196,946.10
30-Jun-2000	56,109.90	45,396.03	10,713.87	5.44%	151,550.07
30-Jun-2001	56,109.90	47,865.58	8,244.32	5.44%	103,684.49
30-Jun-2002	56,109.90	50,469.46	5,640.44	5.44%	53,215.03
30-Jun-2003	56,109.93	53,215.03	2,894.90	5.44%	0.00
	280,549.53	240,000.00	40,549.53		
8. Macassa Park Redevelopment Account Centre No. CF 629754035					
30-Jun-98					333,000.00
30-Jun-99	77,852.49	59,737.29	18,115.20	5.44%	273,262.71
30-Jun-2000	77,852.49	62,987.00	14,865.49	5.44%	210,275.71
30-Jun-2001	77,852.49	66,413.49	11,439.00	5.44%	143,862.22
30-Jun-2002	77,852.49	70,026.39	7,826.10	5.44%	73,835.83
30-Jun-2003	77,852.50	73,835.83	4,016.67	5.44%	0.00
	389,262.46	333,000.00	56,262.46		

The City of Hamilton
Treasury

Internal Financing Through Reserve
For Previously Authorized Capital Projects

From the Reserve for Replacement of Mobile Equipment, A/c Centre No. CH 00101
The rate based on 5 year Canada Bond Rate as at June 08, 1998
Amortized Over Five Years @ The Rate Of 5.44%

Date (1)	Total Payment (2)	Principal (3)	Interest (4)	Interest Rate (5)	Balance Outstanding (6)
9. Downtown Phase of Ferguson Avenue Master Plan Account Centre No. CF 409755037					
30-Jun-98					37,000.00
30-Jun-99	8,650.28	6,637.48	2,012.80	5.44%	30,362.52
30-Jun-2000	8,650.28	6,998.56	1,651.72	5.44%	23,363.96
30-Jun-2001	8,650.28	7,379.28	1,271.00	5.44%	15,984.68
30-Jun-2002	8,650.28	7,780.71	869.57	5.44%	8,203.97
30-Jun-2003	8,650.27	8,203.97	446.30	5.44%	(0.00)
	43,251.39	37,000.00	6,251.39		
10. Wesdale Branch Library Account Centre No. CF 919741044					
30-Jun-98					200,000.00
30-Jun-99	46,758.25	35,878.25	10,880.00	5.44%	164,121.75
30-Jun-2000	46,758.25	37,830.03	8,928.22	5.44%	126,291.72
30-Jun-2001	46,758.25	39,887.98	6,870.27	5.44%	86,403.74
30-Jun-2002	46,758.25	42,057.89	4,700.36	5.44%	44,345.85
30-Jun-2003	46,758.26	44,345.85	2,412.41	5.44%	0.00
	233,791.26	200,000.00	33,791.26		

SCHEDULE "A"
EXTENSION AGREEMENTS

1)	PROPERTY ADDRESS	40 GRAYROCKS #31
	SERIAL NUMBER	06 07610 1960
	REDEMPTION DATE	SEPTEMBER 2, 1998
2)	PROPERTY ADDRESS	2007 BRAMPTON
	SERIAL NUMBER	05 04010 7800
	REDEMPTION DATE	SEPTEMBER 2, 1998
3)	PROPERTY ADDRESS	12 TRAGINA N.
	SERIAL NUMBER	04 03325 1180
	REDEMPTION DATE	SEPTEMBER 2, 1998
4)	PROPERTY ADDRESS	3 LIONSGATE
	SERIAL NUMBER	08 10730 7778
	REDEMPTION DATE	SEPTEMBER 2, 1998
5)	PROPERTY ADDRESS	128 WISE CRES.
	SERIAL NUMBER	06 05660 0770
	REDEMPTION DATE	SEPTEMBER 2, 1998
6)	PROPERTY ADDRESS	103 MELBOURNE
	SERIAL NUMBER	01 00915 5290
	REDEMPTION DATE	SEPTEMBER 2, 1998
7)	PROPERTY ADDRESS	329 WAVERLY
	SERIAL NUMBER	05 04920 7870
	REDEMPTION DATE	SEPTEMBER 2, 1998
8)	PROPERTY ADDRESS	184 BOND N.
	SERIAL NUMBER	01 00620 2380
	REDEMPTION DATE	SEPTEMBER 2, 1998
9)	PROPERTY ADDRESS	107 ONTARIO
	SERIAL NUMBER	03 02050 6480
	REDEMPTION DATE	SEPTEMBER 2, 1998
10)	PROPERTY ADDRESS	127 BURTON
	SERIAL NUMBER	03 02210 9200
	REDEMPTION DATE	SEPTEMBER 2, 1998
11)	PROPERTY ADDRESS	13 STRATHCONA N.
	SERIAL NUMBER	01 01035 0930
	REDEMPTION DATE	SEPTEMBER 2, 1998
12)	PROPERTY ADDRESS	106 BURTON
	SERIAL NUMBER	03 02210 8300
	REDEMPTION DATE	SEPTEMBER 2, 1998
13)	PROPERTY ADDRESS	1042 BARTON E.
	SERIAL NUMBER	04 02860 1030
	REDEMPTION DATE	SEPTEMBER 2, 1998
14)	PROPERTY ADDRESS	127 CARTIER
	SERIAL NUMBER	07 07510 4672
	REDEMPTION DATE	SEPTEMBER 2, 1998
15)	PROPERTY ADDRESS	1378 BARTON E.
	SERIAL NUMBER	004 03335 8640
	REDEMPTION DATE	SEPTEMBER 9, 1998

16) PROPERTY ADDRESS 2 WALDORF
SERIAL NUMBER 07 06520 1612
REDEMPTION DATE SEPTEMBER 9, 1998

17) PROPERTY ADDRESS 218 WEST 2ND
SERIAL NUMBER 08 09120 7290
REDEMPTION DATE SEPTEMBER 9, 1998

18) PROPERTY ADDRESS 191 SHERMAN N.
SERIAL NUMBER 03 02360 7800
REDEMPTION DATE SEPTEMBER 9, 1998

19) PROPERTY ADDRESS 97 PARADISE N.
SERIAL NUMBER 01 00630 6080
REDEMPTION DATE NOVEMBER 5, 1998

20) PROPERTY ADDRESS 394 CHARLTON W.
SERIAL NUMBER 01 00925 4620
REDEMPTION DATE NOVEMBER 5, 1998

21) PROPERTY ADDRESS 243 GIBSON
SERIAL NUMBER 03 02350 2140
REDEMPTION DATE NOVEMBER 5, 1998

22) PROPERTY ADDRESS 150 LIMERIDGE W.
SERIAL NUMBER 08 09840 0330
REDEMPTION DATE NOVEMBER 5, 1998

23) PROPERTY ADDRESS 1123 CANNON E.
SERIAL NUMBER 04 02835 2070
REDEMPTION DATE NOVEMBER 12, 1998

24) PROPERTY ADDRESS 763 DUNN
SERIAL NUMBER 05 04030 6900
REDEMPTION DATE NOVEMBER 12, 1998

25) PROPERTY ADDRESS 12 BRANTDALE
SERIAL NUMBER 08 09110 8920
REDEMPTION DATE NOVEMBER 12, 1998

26) PROPERTY ADDRESS 62 BARNESDALE N.
SERIAL NUMBER 03 02640 6460
REDEMPTION DATE NOVEMBER 12, 1998

27) PROPERTY ADDRESS 643 PARKDALE N.
SERIAL NUMBER 05 03910 7360
REDEMPTION DATE NOVEMBER 12, 1998

28) PROPERTY ADDRESS 284 WILSON
SERIAL NUMBER 03 02130 4710
REDEMPTION DATE NOVEMBER 12, 1998

29) PROPERTY ADDRESS 236 GRENFELL
SERIAL NUMBER 04 03210 3180
REDEMPTION DATE NOVEMBER 12, 1998

30) PROPERTY ADDRESS 1475 UPPER GAGE #3
SERIAL NUMBER 06 07310 2837
REDEMPTION DATE NOVEMBER 12, 1998

31) PROPERTY ADDRESS 18 LINCOLN
SERIAL NUMBER 04 02860 3390
REDEMPTION DATE NOVEMBER 12, 1998

32) PROPERTY ADDRESS 16 HARLOWE
SERIAL NUMBER 06 05810 6400
REDEMPTION DATE NOVEMBER 12, 1998

33) PROPERTY ADDRESS 14 BRANTDALE
SERIAL NUMBER 08 09110 8890
REDEMPTION DATE NOVEMBER 12, 1998

34) PROPERTY ADDRESS 301 EAST N.
SERIAL NUMBER 03 02160 5630
REDEMPTION DATE NOVEMBER 12, 1998

35) PROPERTY ADDRESS 72 GRAHAM N.
SERIAL NUMBER 04 03115 9180
REDEMPTION DATE NOVEMBER 12, 1998

36) PROPERTY ADDRESS 26 EAST 16TH
SERIAL NUMBER 07 08140 5620
REDEMPTION DATE NOVEMBER 12, 1998

37) PROPERTY ADDRESS 423 CUMBERLAND
SERIAL NUMBER 03 02510 1690
REDEMPTION DATE NOVEMBER 12, 1998

38) PROPERTY ADDRESS 44 NICKLAUS
SERIAL NUMBER 05 05335 5570
REDEMPTION DATE NOVEMBER 12, 1998

39) PROPERTY ADDRESS 196 LOTTRIDGE
SERIAL NUMBER 03 02660 8480
REDEMPTION DATE NOVEMBER 12, 1998

40) PROPERTY ADDRESS 156 CUMBERLAND
SERIAL NUMBER 03 02410 4170
REDEMPTION DATE NOVEMBER 12, 1998

41) PROPERTY ADDRESS 145 WELLINGTON N.
SERIAL NUMBER 02 01810 8080
REDEMPTION DATE NOVEMBER 12, 1998

42) PROPERTY ADDRESS 1392 CANNON E.
SERIAL NUMBER 04 03120 1540
REDEMPTION DATE NOVEMBER 12, 1998

43) PROPERTY ADDRESS 22 BARNESDALE S.
SERIAL NUMBER 03 02620 0100
REDEMPTION DATE NOVEMBER 12, 1998

44) PROPERTY ADDRESS 5 FANNING
SERIAL NUMBER 01 00925 7860
REDEMPTION DATE NOVEMBER 12, 1998

45) PROPERTY ADDRESS 25 REDBURY #23
SERIAL NUMBER 06 07010 2423
REDEMPTION DATE NOVEMBER 12, 1998

46) PROPERTY ADDRESS 129 CONNAUGHT
SERIAL NUMBER 03 02645 6270
REDEMPTION DATE NOVEMBER 28, 1998

47)	PROPERTY ADDRESS	130 ERIE
	SERIAL NUMBER	03 02050 0880
	REDEMPTION DATE	NOVEMBER 28, 1998
48)	PROPERTY ADDRESS	22 VISTA
	SERIAL NUMBER	08 01410 3302
	REDEMPTION DATE	NOVEMBER 28, 1998
49)	PROPERTY ADDRESS	344 EMERALD
	SERIAL NUMBER	03 02165 2970
	REDEMPTION DATE	NOVEMBER 28, 1998
50)	PROPERTY ADDRESS	3 ROWANWOOD
	SERIAL NUMBER	04 02880 4580
	REDEMPTION DATE	NOVEMBER 28, 1998
51)	PROPERTY ADDRESS	27 VISTA
	SERIAL NUMBER	08 10410 3302
	REDEMPTION DATE	NOVEMBER 28, 1998
52)	PROPERTY ADDRESS	156 ROYAL
	SERIAL NUMBER	01 00430 3860
	REDEMPTION DATE	NOVEMBER 28, 1998
53)	PROPERTY ADDRESS	48 KIPLING
	SERIAL NUMBER	01 00610 6630
	REDEMPTION DATE	NOVEMBER 28, 1998
54)	PROPERTY ADDRESS	454 KING E.
	SERIAL NUMBER	03 02115 0250
	REDEMPTION DATE	NOVEMBER 28, 1998
55)	PROPERTY ADDRESS	5 CLINTON
	SERIAL NUMBER	03 02660 3740
	REDEMPTION DATE	NOVEMBER 28, 1998
56)	PROPERTY ADDRESS	1420 GARTH #36
	SERIAL NUMBER	08 10410 7045
	REDEMPTION DATE	NOVEMBER 28, 1998
57)	PROPERTY ADDRESS	25 COVINGTON
	SERIAL NUMBER	05 04810 6140
	REDEMPTION DATE	NOVEMBER 28, 1998
58)	PROPERTY ADDRESS	1964 MAIN W.
	SERIAL NUMBER	01 00160 0430
	REDEMPTION DATE	NOVEMBER 28, 1998
59)	PROPERTY ADDRESS	230 CAMPBELL
	SERIAL NUMBER	04 03140 8530
	REDEMPTION DATE	DECEMBER 10, 1998
60)	PROPERTY ADDRESS	439 KING E.
	SERIAL NUMBER	03 02120 1360
	REDEMPTION DATE	DECEMBER 10, 1998
61)	PROPERTY ADDRESS	585 CATHARINE N.XA
	SERIAL NUMBER	02 01660 1900
	REDEMPTION DATE	DECEMBER 10, 1998
62)	PROPERTY ADDRESS	726 MAIN E.
	SERIAL NUMBER	03 02450 6660
	REDEMPTION DATE	DECEMBER 10, 1998

63)	PROPERTY ADDRESS	68 CHEEVER
	SERIAL NUMBER	03 02180 0850
	REDEMPTION DATE	DECEMBER 10, 1998

The Fire Marshal's Implementation Report Proposals, with Comments and Suggested Amendments:

(a) **Fines**

Increases in maximum fines for corporations, from $50,000 to $250,000, and a minimum fine applicable to special orders.

Comment: Maximum fines are rarely awarded, and are usually approached through a series of violations and convictions (reference to proposed amendment of s. 28(4)).

Comment: Special orders under a proposed subsection 21(2.1) require the prior approval of the Fire Marshal, and are only available in particular cases of significant fire risk, but then provide for a minimum fine for failure to comply under a proposed section 30.1. The new subsection is limited in application, needs Fire Marshal pre-approval, and does not change the content of the order under existing section 21 or the rights of appeal. Section 21 orders are available in a wider range of situations, without further approval, and are subject to the right of review and appeals. The proposed subsection appears to exist to provide a situation where a minimum fine of $5,000 can be applied against individuals or directors and officers of corporations. Any minimum fine is subject to judicial discretion. In particular subsection 59(2) of the Provincial Offenses Act, R.S.O. 1990, c. P.33 allows the courts to reduce such fines, and is often used in cases where the convict has financial constraints. Amendment: A minimum fine under each current penalty section would provide a more general deterrent, without the necessity of Fire Marshal approval. Comments under (f) below apply, suggesting that approvals be delegated by the Fire Marshal to local officials.

(b) **Piercing the Corporate Veil**

A proposed amendment to section 28 and addition of proposed section 30.1, which extends the liability of directors and officers of corporations, for failing to prevent the corporation from committing an offence.

Comment: In the case of section 30.1, a pre-requisite to prosecution would be that the Fire Marshal have approved use of an order under proposed subsection 21(2.1).

(c) **Right of Entry without a Permit**

Immediate entry to lands without a warrant to prevent a major emergency where there is also a significant risk of fire, with a range of powers to remove or reduce the risk (reference proposed s. 15.1(1)). This subsection expands the emergency powers of entry without warrant found in Part V of the Fire Protection and Prevention Act.

Comment: The lack of a warrant for entry and seizure leaves the new power or acts carried out under it more subject to court challenges, especially as such entry and powers are intended to be used beyond investigation and preserving property from fire loss. Warrantless entry includes

powers such as the removal of property from the premises, and a warrant obtainable without notice may be a valuable or necessary prerequisite for this proposed measure, which may not unduly delay action. Amendment: Clarification to avoid vagueness may be necessary, given the combination of phrases within the section, ie. "significant risk", "major emergency" and "seriously endanger", and such criteria will limit the situations where these new powers apply. Co-ordination of the new powers with existing sections in Part V will allow improved response and prevention, which may require further amendments to Part V, ie. providing assistants to the Fire Marshal with powers under section 14.

(d) **Right of Appeal**

Sections 25 and 26 of the Fire Protection and Prevention Act are proposed to be amended, to remove the possibility of appeal of actions taken under 15.1. Amendment: An alternative to limiting appeals might be to limit grounds of appeal to a particular legal issue, and/or make the Fire Safety Commission the final appellate body, like the Ontario Municipal Board in land use matters.

(e) **Removal and Disposal**

Clarification of the ability to both remove and dispose of materials in cases where section 15.1(1)(a) above applies (reference proposed s. 15.1(2)).

Comment: Again, the criteria found in (1)(a) will limit the application of these abilities to the highest risk cases, whereas removal and disposal may be the most viable and least costly solution in any case where remedial action is needed. Amendment: Inclusion of "removal and disposal" along with alternatives to disposal should be provided for the occupant, owner, and assistants to the Fire Marshal, in section 21. A time limit, or minimum time limit for response by the owner of goods removed, would also assist in applying the subsection.

(f) **Conditions to Orders**

Include a requirement for Fire Marshal approval in the exercise of powers under proposed subsections 15.1(1) and 21(2.1), with the ability of the Fire Marshal to add terms and conditions to the exercise of the new powers (reference 15.1(3)).

Comment: Independent verification and approval may be in the public interest and provide for consistency, but could result in significant delay, especially in more remote regions. Amendment: Speed and local autonomy may suggest the development and inclusion of tests that would be applied by the Fire Marshal, with the possibility of delegation to the Fire Chief and other local assistants to the Fire Marshal in areas where proper training or other factors support the delegation. Similar comments and amendments are applicable to special orders proposed under proposed subsection 21(2.1).

(g) **Fire Safety Commission**

A proposed amendment to section 33, to clarify the ability of the Fire Safety Commission to authorize disposal as a remedial measure, and to section 78 for regulations to deal with particulars

of disposal. Amendment: This should be based upon an amended section 21 as in (d) above, to order removal and disposal. Similarly, removal and disposal powers should be additions to court orders under sections 31 and 32 of the Fire Protection and Prevention Act. That suggests section 78 include proper references to sections 21, 31 and 32, in addition to the proposed references to sections 15.1 and 33. It may also be necessary to include reference to appropriate sections of Part VIII (Cost Recovery) of the Fire Protection and Prevention Act for some of these sections.

(g) **Consultation with Municipalities**

That the Province include municipalities in the working group to develop the Protocol and Information Package.

Comment: Unless the Province expands its network to include municipalities in a meaningful way in the development of the Information Package and Protocol of responsibilities, the product will have no direct benefit and might create more uncertainty. The issue of dual reporting responsibility of all local Fire Officials must be addressed to the satisfaction of the local councils and those whom they represent. Both the Plastimet and the Equitrade scenarios underscore this dilemma.

(h) **Regulation of Business/Industry**

The report fails to rely upon prevention of risks and violations, through a registry or regulatory system which allows identification or pre-approval, designed to ensure risks are prevented or reduced.

Comment: The greater flexibility in new enforcement strategy, is extended only towards high fire risk properties and where Fire Marshal approval is required. The lack of funding will provide a strong disincentive to use both new and existing powers, or compromise other fire prevention and protection measures. Funding, along with further amendments and development of approval factors, would provide greater flexibility and the possibility of delegation of the decision to use the new powers. Amendment: A regulatory system be implemented, and should include consideration of fees to support a repair and clean-up fund.

OFFICE OF THE CITY CLERK

MEMORANDUM

****

RECEIVED

JUN 2 2 1998

LAW DEPARTMENT

TO: P. Noé Johnson
City Solicitor
Law Department

W. Shoemaker
Fire Chief
Fire Department

FROM: Mr. J. J. Schatz
City Clerk
City Clerk's Department

PHONE: 546-2727

SUBJECT: May 1998 Report on Implementation of the Fire Marshal's Recommendations Contained in the Fire Marshal's Report dated August 21, 1997

DATE: 1998 June 19

City Council meeting as Committee of the Whole on 1998 June 16 directed that the report which is being prepared for the next meeting of the Finance and Administration Committee with respect to the above report of the Ontario Fire Marshal include the following recommendations adopted by Committee of the Whole on 1998 June 16:

(a) the City of Hamilton recommend the Province of Ontario implement a Provincial Contingency Fund which is wholly self funded by the recycling and waste handling industry through levies or some other similar mechanism (similar to WCB); and

(b) the Province of Ontario review the minimum fine of $5,000 and increase said amount in order to ensure a greater level of deterrence.

Would you please take the necessary action to carry out the direction of the Committee of the Whole.

.cc J. Pavelka, Chief Administrative Officer

Appendix "G" referred to in
Section 44 (d) of the Recommendations
Presented to Council 1998 July 7

1997 October 20

RECEIVED
OCT 20 1997
LAW DEPARTMENT

The Honourable Mike Harris
Premier of Ontario
Legislative Building
Queen's Park
Toronto, ON M7A 1A1

Dear Mr. Premier:

Re: City of Hamilton Project Team Plastimet Fire Report

Please be advised that Hamilton City Council at its meeting held Tuesday, 1997 October 14th approved Section 2 of the Thirteenth Report for 1997 of the Committee of the Whole as follows:

2. That the following recommendations contained within the City of Hamilton Project Team Plastimet Fire Report dated 1997 October 10th be approved:

   (a) That the Ministry of Environment & Energy be requested to review all recycling operations (existing and proposed) to determine if they require a Certificate of Approval under the Environmental Protection Act, and that recycling operations be licensed and monitored by the Ministry of Environment & Energy in the same manner as waste disposal sites in order to provide a process that can act as another enforcement lever that ensures compliance must be undertaken before a recycler is allowed to operate; and,

   (b) That the Ministry of Environment & Energy be requested to review their criteria for the requirements of a Certificate of Approval for all recycling industries and industrial operations using products that have potential to cause environmental impairments; and,

   (c) That when a Certificate of Approval is not deemed to be required by the Ministry of Environment and Energy for manufacturing, recycling and industrial operations, that the Transport and Environment Committee be advised, to ensure that appropriate independent reviews are conducted by City departments and that the Ministry of Environment and Energy be requested to supply any supporting documentation to municipalities dealing with Certificates of Approval applications including non-requirement of same; and,

(d) That, in the continuing absence of provincial legislation to monitor the establishment of manufacturing, recycling and industrial operations in municipalities, that the City of Hamilton establish a business registry in order that city departments can ensure that a proposed business meets all applicable laws administered or enforced by the City; and,

(e) That City Council request the Office of the Fire Marshal to review the Plastimet fire with a view to enacting specific legislation amending the Ontario Fire Code and the Ontario Building Code to deal with recycling operations in Ontario, specifically, but not limited to plastics recycling; and,

(f) That City Council request the Province of Ontario to create an Environment Fund to pay for the cost of cleaning contaminated sites where the registered owner cannot be found or is unable to pay for the cleanup; and,

(g) That the City of Hamilton consider establishing a contingency fund from which expenses incurred during emergencies can be paid; and,

(h) That due to the closing of the Environmental Compensation Corporation, the Province of Ontario be requested to require industries using hazardous chemicals to pay into a Environmental Compensation Fund, and that the fund pay damages to people who suffer damages due to the escape of hazardous chemicals; and,

(i) That zoning regulations be reviewed to restrict future hazardous processes involving plastics and any other bulk recycling in or adjacent to existing residential areas in order to prevent any new recyclers locating into existing built up residential areas in concert with its existing review of the Heavy Industrial Zoning and its relationship with residential districts; and,

(j) That a tender call be issued for the provision of emergency services, equipment and supplies.

(k) That the City require that each applicant accompanies his/her application for a Certificate of Approval with proof of adequate insurance to address every potential hazard; and,

(l) That a Pollution Control Sub-Committee, a Sub-Committee of the Transport and Environment Committee, be re-established; and,

(m) That the City reiterate its position of 1997 July 24th for the need for a public inquiry respecting the Plastimet fire.

You will note that several of the sub-sections of the above noted resolution refer to some of your Provincial Ministries, and I have taken the liberty of providing them with a copy herein of this resolution, as well as the City of Hamilton Project Team Plastimet Fire Report, in order that their appropriate action can be taken.

We look forward to a response from you and your Ministries on our resolution respecting the Plastimet Fire.

Yours very truly,

Robert M. Morrow
Mayor

Attachment.

cc The Honourable Norm Sterling, Minister of the Environment and Government House Leader, 15th Floor, 135 St. Clair Ave. W., Toronto, ON M4V 1P5

The Honourable Jim Wilson, Minister of Energy, Science & Technology, 4th Floor, Hearst Block, 900 Bay Street, Toronto, ON M7A 2E1

Mr. Bernie Moyle, Fire Marshal, Office of the Solicitor General and Correctional Services, Office of the Fire Marshal, Place Nouveau, 5775 Yonge Street, 7th Floor, North York, ON M2M 4J1

Members of City Council

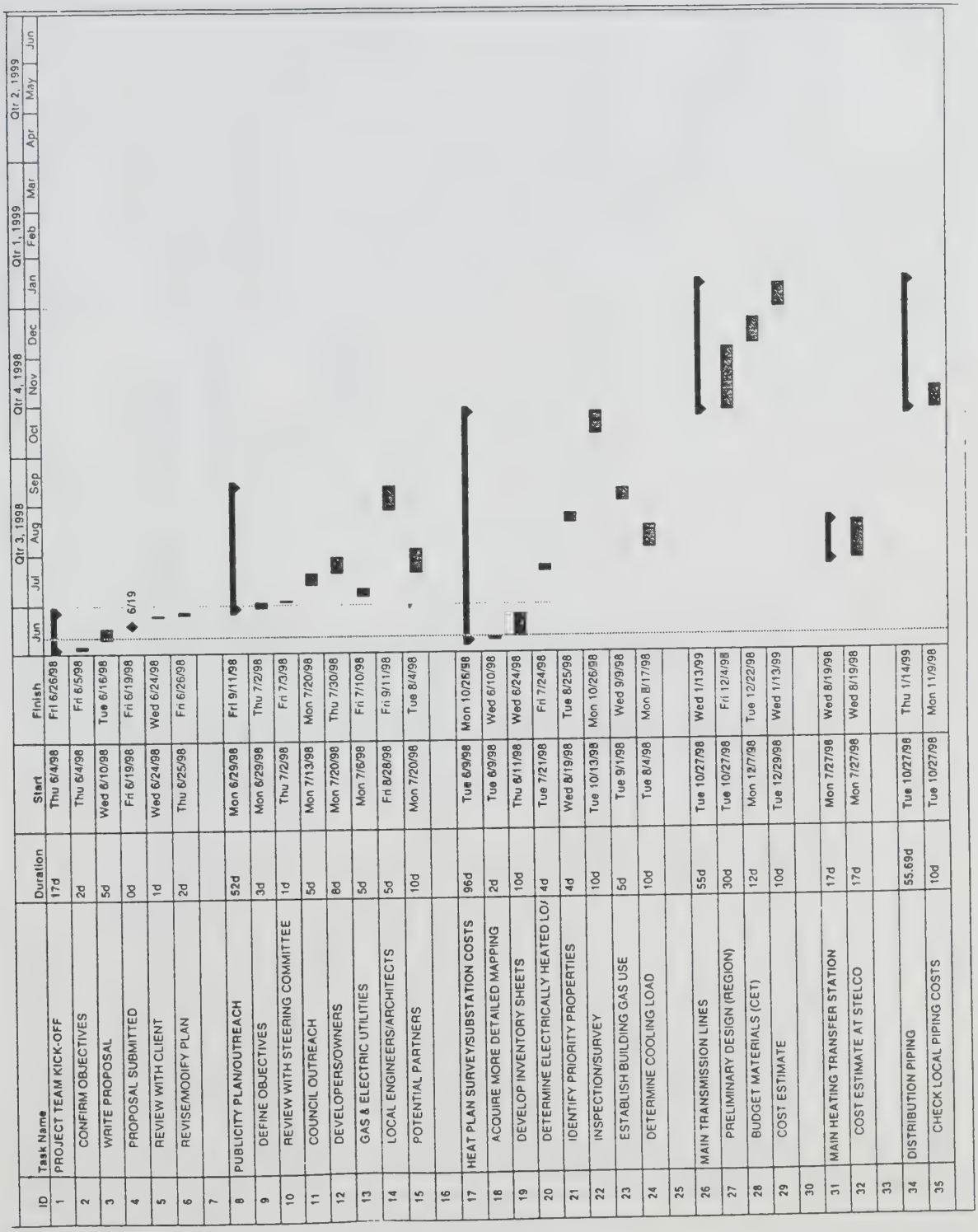
J. Pavelka, Chief Administrative Officer

Fire Chief Wes Shoemaker

The City of Hamilton Project Team on the Plastimet Fire

Corporate Management Team

Figure 1 – Work Plan



ID	Task Name	Duration	Start	Finish
1	PROJECT TEAM KICK-OFF	17d	Thu 6/4/98	Fri 6/26/98
2	CONFIRM OBJECTIVES	2d	Thu 6/4/98	Fri 6/5/98
3	WRITE PROPOSAL	5d	Wed 6/10/98	Tue 6/16/98
4	PROPOSAL SUBMITTED	0d	Fri 6/19/98	Fri 6/19/98
5	REVIEW WITH CLIENT	1d	Wed 6/24/98	Wed 6/24/98
6	REVISE/MODIFY PLAN	2d	Thu 6/25/98	Fri 6/26/98
7				
8	PUBLICITY PLAN/OUTREACH	52d	Mon 6/29/98	Fri 9/11/98
9	DEFINE OBJECTIVES	3d	Mon 6/29/98	Thu 7/2/98
10	REVIEW WITH STEERING COMMITTEE	1d	Thu 7/2/98	Fri 7/3/98
11	COUNCIL OUTREACH	5d	Mon 7/13/98	Mon 7/20/98
12	DEVELOPERS/OWNERS	8d	Mon 7/20/98	Thu 7/30/98
13	GAS & ELECTRIC UTILITIES	5d	Mon 7/6/98	Fri 7/10/98
14	LOCAL ENGINEERS/ARCHITECTS	5d	Fri 8/28/98	Fri 9/11/98
15	POTENTIAL PARTNERS	10d	Mon 7/20/98	Tue 8/4/98
16				
17	HEAT PLAN SURVEY/SUBSTATION COSTS	96d	Tue 6/9/98	Mon 10/26/98
18	ACQUIRE MORE DETAILED MAPPING	2d	Tue 6/9/98	Wed 6/10/98
19	DEVELOP INVENTORY SHEETS	10d	Thu 6/11/98	Wed 6/24/98
20	DETERMINE ELECTRICALLY HEATED LO/	4d	Tue 7/21/98	Fri 7/24/98
21	IDENTIFY PRIORITY PROPERTIES	4d	Wed 8/19/98	Tue 8/25/98
22	INSPECTION/SURVEY	10d	Tue 10/13/98	Mon 10/26/98
23	ESTABLISH BUILDING GAS USE	5d	Tue 9/1/98	Wed 9/9/98
24	DETERMINE COOLING LOAD	10d	Tue 8/4/98	Mon 8/17/98
25				
26	MAIN TRANSMISSION LINES	55d	Tue 10/27/98	Wed 1/13/99
27	PRELIMINARY DESIGN (REGION)	30d	Tue 10/27/98	Fri 12/4/98
28	BUDGET MATERIALS (CET)	12d	Mon 12/7/98	Tue 12/22/98
29	COST ESTIMATE	10d	Tue 12/29/98	Wed 1/13/99
30				
31	MAIN HEATING TRANSFER STATION	17d	Mon 7/27/98	Wed 8/19/98
32	COST ESTIMATE AT STELCO	17d	Mon 7/27/98	Wed 8/19/98
33				
34	DISTRIBUTION PIPING	55.69d	Tue 10/27/98	Thu 1/14/99
35	CHECK LOCAL PIPING COSTS	10d	Tue 10/27/98	Mon 11/9/98

ID	Task Name	Duration	Start	Finish
36	CHECK PIPE ROUTING WITH REGION	13d	Mon 12/7/98	Thu 12/24/98
37	RE-ESTIMATE DISTRIBUTION PIPING COS	12d	Thu 12/24/98	Thu 1/14/99
38				
39	ENVIRONMENTAL IMPACT ASSESSMENT	90d	Mon 6/29/98	Thu 11/5/98
40	DETERMINE IMPACT ON CO2 EMISSIONS	5d	Tue 10/27/98	Mon 11/2/98
41	ENVIRONMENTAL IMPACT SCREENING	90d	Mon 6/29/98	Thu 11/5/98
42				
43	STUDY TOUR	60d	Fri 8/28/98	Sat 11/21/98
44	SOURCE SURVEY	10d	Fri 8/28/98	Fri 9/11/98
45	TARGET SOURCES	6d	Mon 9/14/98	Mon 9/21/98
46	MEET TARGET SOURCES	8d	Mon 9/28/98	Wed 10/7/98
47	DEVELOP LIST OF PARTICIPANTS	2d	Thu 10/8/98	Fri 10/9/98
48	ORGANIZE TOUR	10d	Tue 10/13/98	Fri 11/13/98
49	TOUR	7d	Sun 11/15/98	Sat 11/21/98
50				
51	SOLICITATION	10d	Tue 10/27/98	Mon 11/9/98
52	DESIGN SOLICITATION	10d	Tue 10/27/98	Mon 11/9/98
53				
54	INTERIM REPORT	17d	Thu 1/14/99	Mon 2/8/99
55	PREPARE REPORT	16d	Thu 1/14/99	Fri 2/5/99
56	APPROVED BY COUNCIL	1d	Fri 2/5/99	Mon 2/8/99
57				
58	ENERGY SOURCE SELECTION	94d	Mon 2/8/99	Fri 6/18/99
59	NOTIFY PROPONENTS	2d	Mon 2/8/99	Wed 2/10/99
60	CALL FOR PREQUALIFICATIONS	15d	Wed 2/10/99	Wed 3/3/99
61	SELECT SHORT LIST	2d	Wed 3/3/99	Fri 3/5/99
62	CALL FOR DETAILED BID	40d	Fri 3/5/99	Fri 4/30/99
63	REVIEW SUBMISSIONS	10d	Fri 4/30/99	Fri 5/14/99
64	NEGOTIATE WITH BEST	20d	Fri 5/14/99	Fri 6/11/99
65	AWARD	5d	Fri 6/11/99	Fri 6/18/99

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1998 September 2

MEETING OF THE COUNCIL
OF THE CORPORATION OF THE CITY OF HAMILTON

Tuesday, 1998 September 8
11:00 o'clock a.m.
Webster Room B & C
Hamilton Convention Centre

J. J. Schatz
City Clerk

SEPT. 8/98

AGENDA

1. Call to Order
2. Introductory Remarks
3. Petitions and Correspondence
4. Motion to invoke Rule 9 of the Procedural By-law to permit consideration of matters not reported upon by the respective Standing Committees
5. Motion to go into the Committee of the Whole to permit consideration of agenda items
6. Consideration of Recommendations
7. Motion to adopt the Report of the Committee of the Whole on the resolutions
8. Notice of Motion for the next meeting.
9. Question Period
10. Adjournment

c.c. D. Lychak, City Manager
J. Pavelka, P.Eng.
All Department Heads

CORRESPONDENCE

Correspondence:

1. Letter dated 1998 July 13 from the Regional Municipality of Hamilton-Wentworth, respecting the 1998 Budget Review resolution adopted by Regional Council on 1998 July 9.

   Recommendation: **Be Referred to Finance and Administration Committee.**

2. Information Report dated 1998 August 11 from City Clerk re Appeal to Zoning By-law 98-205, land east of West Fifth and north of Stonechurch Road West.

   Recommendation: **Be Received.**

3. Application dated 1998 July 15 from George Lima, 1173 Cryphon News, Mississauga, Ontario, for removal of the "H" Holding Provision at 18 Homewood Avenue, Hamilton, Ontario.

   Recommendation: **Be Received.**

4. Application dated 1998 July 16 from Paletta International Corporation, 4480 Paletta Court, Burlington, Ontario, for a change in zoning from "AA" (Agricultural) District and "C" (Urban Protected Residential, etc.) District to "G-1" (Designed Shopping Centre) District for 1605 Upper Sherman Avenue, Hamilton, Ontario.

   Recommendation: **Be Received.**

5. Application dated 1998 August 14 from Sisters of Social Service, 88 Fennell Avenue West, Hamilton, Ontario, for a change in zoning from "C" (Urban Protected Residential, etc.) District to "RT-30" (Street-Townhouse) District (Block "1"); "D" (Urban Protected Residential - One and Two Family, etc.) District, modified (Block "2"); "DE-2" (Multiple Dwellings District, modified (Block "3") and "RT-20" (Townhouse-Maisonette) District, modified (Block "4") to permit the development of an "adult lifestyle" community for lands located north of Fennell Avenue West and east of West 5th; and, Subdivision Application dated 1998 August 14 from Sisters of Social Service, 88 Fennell Avenue West, Hamilton, Ontario, "Auchmar Village" to permit the development of the subject lands for 8 lots for semi-detached dwellings, 8 blocks for street townhouse units, 1 block for condominium townhouse units, 1 block for 4 storey apartment building and to establish one street shown as Street "A".

   Recommendation: **Be Received.**

6. Application dated 1998 August 26 from 1242324 Ontario Inc., 336 Shaver Road, R.R.#1, Jerseyville, Ontario, for a modification to the "H" (Community Shopping and Commercial, etc.) District (Block "1") and "G-1" (Designed Shopping Centre) District (Block "2") for lands at 330 and 342 Dundurn St. S., Hamilton, Ontario.

   Recommendation: **Be Received.**

REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH

Office of the Clerk

Robert C. Pr
Michael A. R

July 13, 1998

Mr. Joseph J. Schatz
Clerk
City of Hamilton
71 Main Street West
2nd Floor
Hamilton, Ontario
L8N 3T4

Dear Mr. Schatz:

Regional Council, at its meeting held on Thursday, July 9, 1998, **amended and adopted** Item 10.8 of the Finance and Administrative Services Committee section, as follows:

10.8 1998 Budget Review (FIN98065)

a) That the 1998 General Levy and Special Levies be reduced by $3,703,000 to **$308,964,630** to reflect revised expenditure estimates;

b) That staff be directed to bring forward specific proposal for the establishment of a separate, region-wide environmental levy, to address the cost of major storm water management facilities and other environmental protection costs;

c) That staff be directed to evaluate the potential savings associated with merging City of Hamilton and Regional Roads maintenance operations;

d) i) That the Regional Municipality of Hamilton-Wentworth provide the following grants:

aa) HECFI in the amount of $3,442,140
bb) Workers Arts & Heritage in the amount of $225,000

ii) That the City of Hamilton be requested to allow at least one Regional representative to be appointed to the HECFI Board.

119 King Street West, 15th Floor
P.O. Box 910
Hamilton, Ontario L8N 3V9

Tel. (905) 546-4154
Fax (905) 546-2546
TDD (905) 522-1787

Specifically, I would like to draw your attention to sub-section (d) (ii), which is being forwarded to your attention for consideration by the appropriate Committee of City Council. Should you have any questions or concerns, please do not hesitate to contact the Office of the Clerk at (905) 546-2148.

Yours truly,

Lynda Sohal, A.M.C.T.(A)
Legislative Assistant

LS/

c.c. Jim Bruzzese, Acting Treasurer and Commissioner of Finance

RECOMMENDATIONS

1998 September 8

RECOMMENDATIONS

1. (a) That the garbage collection format for downtown alleys located north of King Street East from James to Wellington and south of King Street East between James and John be amended from the existing twice weekly to a daily Monday to Friday collection commencing 1998 October 5; and,

   (b) That one packer unit be eliminated from the City Sanitation fleet and be replaced by a one ton crew cab to become the new collection vehicle for these alleys; and,

   (c) That the responsibility for the collection of garbage from these downtown alleys be relegated to the Streets Division accompanied by the deletion of one Sanitation position and an increase of one position in the Streets Division, District #2 with the accompanying transfer of base funding; and,

   (d) That Human Resources facilitate the complement change in accordance with the relevant collective bargaining agreement.

2. That purchase orders be issued for Hired Equipment Contractors as listed on Appendix "A" attached hereto, as and when required during 1998, 1999 and 2000 in accordance with the specifications issued by the Treasury Department-Purchasing Division, and that this expenditure be financed through various approved accounts.

3. (a) That the revised rates for trimming and removing trees for Hamilton Hydro as detailed in Appendix "B" attached hereto, be approved for implementation 1999 January 1, with the revenues being used to increase the current budget allocation for tree trimming, Account Centre 60408; and,

   (b) That the Commissioner of Public Works and Traffic be directed to adjust the traditional seasonal transfer of employees within the Horticultural Section to increase the term of the grid tree trimming program from the existing October 15th to April 1st format to a September 1st to April 15th format.

4. That the Commissioner of Public Works and Traffic be directed to advise the Ministry of Transportation of Ontario that provision be made to keep the Aberdeen Avenue structure partially open for westbound traffic onto Highway 403 during the refurbishing of the structure scheduled for the 1999 Construction Season.

5. (a) That a "Permit Parking" regulation be implemented on the west side of Gibson Avenue commencing at a point 257 feet north of Cannon Street East and extending to a point 18 feet northerly therefrom, and on the east side of Gibson Avenue, commencing at a point 279 feet north of Cannon Street East and extending to a point 17 feet northerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mrs. Ardell Gulley, No. 103 Gibson Avenue.

6. That a "No Parking, 7:00 a.m. to 4:00 p.m., Monday to Saturday" regulation be implemented on the north side of Beach Road, commencing at a point 61 feet east of Avondale Street and extending to a point 97 feet easterly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly.

7. (a) That a "Permit Parking" regulation be implemented on the south side of Burlington Street East commencing at a point 121 feet east of Mary Street and extending to a point 24 feet easterly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Joseph Dawson, No. 120 Burlington Street East.

8. (a) That the existing "Permit Parking" regulation on the west side of Ontario Avenue commencing at a point 150 feet south of Stinson Street and extending to a point 24 feet southerly therefrom be removed; and,

(b) That a "Permit Parking" regulation be implemented on the east side of Cathcart Street commencing 220 feet south of Cannon Street East and extending to a point 21 feet southerly therefrom; and,

(c) That the City Traffic By-law No. 89-72 be amended accordingly.

9. (a) That a "Permit Parking" regulation be implemented on the north side of Clinton Street commencing at a point 60 feet west of the extended west curb line of Ruth Street and extending to a point 19 feet westerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Gino DiNarid, No. 29 Clinton Street.

10. That the Commissioner of Public Works and Traffic be authorized to issue, upon request, one Time Limit Exemption Permits to each of the first eight eligible applicants residing in the apartment building at No. 10 Ben Lomond Place.

11. (a) That a "Permit Parking" regulation be implemented on the east side of MacNab Street North between Cannon Street West and Mulberry Street, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

    (b) That the Commissioner of Public Works and Traffic be authorized to initially issue one parking permit to Nos. 134, 136, 144, 146, 148 MacNab Street North and 30 Cannon Street West and any additional permits (to a maximum of 6) on a first-come first-served basis.

12. (a) That a "Permit Parking" regulation be implemented on the west side of Douglas Street commencing at a point 101 feet south of Mars Avenue and extending to a point 18 feet southerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

    (b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Ronald Clifford, No. 53 Douglas Street.

13. (a) That a "Permit Parking" regulation be implemented on the east side of Hughson Street North commencing at a point 113 feet north of Robert Street and extending to a point 18 feet northerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

    (b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Robert Cadham, No. 206 Hughson Street North.

14. That the existing "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation on the north side of Cannon Street West between Caroline Street North and Hess Street North be revised, such that the regulation is in effect 24 Hours a Day, Seven Days a Week, and that the City Traffic By-law No. 89-72 be amended accordingly.

15. (a) That a "Permit Parking" regulation be implemented on the east side of Julian Avenue commencing at a point 102 feet north of Roxborough Avenue and extending to a point 23 feet northerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Burrows, No. 136 Julian Avenue.

16. (a) That the existing full-time "No Parking" regulation on the south side of Market Street between Bay Street North and Caroline Street North be revised such that the regulation commences at Bay Street North and extends to a point 326 feet westerly therefrom; and,

(b) That a full-time "Two Hour Parking Time Limit" regulation be implemented on the south side of Market Street commencing at Caroline Street North and extending to a point 173 feet easterly therefrom; and,

(c) That the City Traffic By-law No. 89-72 be amended accordingly.

17. (a) That a "Permit Parking" regulation be implemented on the north side of Biggar Avenue commencing at a point 449 feet west of Lottridge Street and extending to a point 40 feet westerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Gordon LeBlanc, No. 55 Biggar Avenue, and one parking permit to Ms. Barbara MacNair, No. 57 Biggar Avenue.

18. (a) That a "Permit Parking" regulation be implemented on the north side of Munroe Street commencing at a point 29 feet west of Hillyard Street and extending to a point 18 feet westerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mrs. Dorothy Hornby, No. 49 Munroe Street.

19. That the existing "No Parking" regulation on the west side of Kings Forest Drive commencing at Nova Drive and extending to a point 68 feet northerly therefrom be extended an additional 20 feet northerly, and that the City Traffic By-law No. 89-72 be amended accordingly.

20. (a) That a "Permit Parking" regulation be implemented on the north side of Keith Street commencing at a point 116 feet east of Emerald Street North and extending to a point 18 feet easterly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mrs. Maria Botelho, No. 19 Keith Street.

21. That the existing "No Parking, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation on the east side of Myrtle Avenue commencing 167 feet south of Main Street East and extending to a point 20 feet southerly therefrom be removed, and that the City Traffic By-law No. 89-72 be amended accordingly.

22. (a) That the existing residential boulevard parking agreement registered as Instrument No. 218784CD to the property at No. 24 Strathcona Avenue South be discharged at the property owner's expense; and,

(b) That the applicant be permitted to execute a revised residential boulevard parking agreement to permit two vehicles to be parked partially on the City road allowance; and,

(c) That the City Solicitor be authorized and directed to process the documents in relation to the discharge of this agreement.

23. That westbound traffic on Supreme Drive be required to stop for northbound and southbound traffic on Acadia Drive, and that the City Traffic By-law No. 89-72 be amended accordingly.

24. That westbound traffic on Abbot Drive be required to stop for northbound and southbound traffic on Abbot Drive/Abbot Court, and that the City Traffic By-law No. 89-72 be amended accordingly.

25. That all-way stop control be implemented at the intersection of Frederick Avenue and Campbell Avenue, and that the City Traffic By-law No. 89-72 be amended accordingly.

26. That northbound traffic on Polaris Court be required to stop for eastbound and westbound traffic on Vineburg Drive, and that the City Traffic By-law No. 89-72 be amended accordingly.

27. That in accordance with the current City Council policy respecting "Parking for Services in Kind" the request of Opera Hamilton to provide four (4) season tickets packages ($956 value) in exchange for 225 evening passes ($956 value) at the Convention Centre Parking Facility for the 1998/99 season be approved.

28. That the existing "No Stopping, "Wheelchair Loading Zone, 10:00 a.m. to 4:00 p.m., Monday to Friday" regulation on the east side of Gibson Avenue commencing at a point 32 feet north of Wilson Street and extending to a point 25 feet northerly therefrom be removed, and that the City Traffic By-law No. 89-72 be amended accordingly.

29. That a "Wheelchair Loading Zone, 9:00 a.m. to 9:00 p.m., seven days a week" regulation be implemented on the south side of Wood Street East commencing at a point 125 feet east of Hughson Street North and extending to a point 34 feet easterly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly.

30. That a full-time "Wheelchair Loading Zone" be implemented on the south side of Primrose Avenue commencing 17 feet west of the extended east curb line of Avondale Street and extending to a point 18 feet westerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly.

31. That a "No Parking, 7:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the south side of Rosemont Avenue commencing at a point 115 feet west of Barnesdale Avenue North and extending to a point 16 feet westerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly.

32. That a full-time "Wheelchair Loading Zone" regulation be implemented on the east side of William Street commencing at a point 422 feet north of Barton Street East and extending to a point 12 feet northerly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly

33. That the duration of the existing parking meters on the south side of Queensdale Avenue East, east of Upper James Street, be changed from one hour to two hours, and that the City Traffic By-law No. 89-72 be amended accordingly.

34. (a) That the existing residential boulevard parking agreement registered as Instrument No. LT465904 to the property at No. 16 Somerset Avenue be amended at the City's expense; and,

    (b) That the City Solicitor be authorized and directed to process the documents in relation to the amendment of this agreement.

35. That a "No Stopping" regulation be implemented on the north side of Regal Drive commencing at Rowntree Drive and extending to a point 59 feet easterly therefrom, and that the City Traffic By-law No. 89-72 be amended accordingly.

36. That the applications to retain inadvertent encroachments at the locations listed below be approved during the pleasure of Council, provided:

(a) That the owners enter into agreements satisfactory to the City Solicitor and Commissioner of Transportation to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss; and,

(b) That the Mayor and City Clerk be authorized to execute the City's standard form of agreement; and,

(c) That the first year fees and subsequent annual fees as noted below, be set for the encroachments.

Location and Municipal Address	Owner	Type of Encroachment	First Year/ Annual Fee
(Robinson Street) 175 Robinson Street	R. Tanaka M. Gibson	Steps Measuring 1.56m x 1.72m	$185/20
(Fullerton) 10 Fullerton Avenue	D. N. Bui	Steps Measuring 0.86' x 3.00'	$185/20

37. (a) The following City lands be incorporated into the following street:

(i) Aquila Place Parts 5 and 6 Plan 62R-8492

(ii) Bastille Street Parts 6 and 7 Plan 62R-14620 and,

(b) That the by-laws to carry out the incorporation of the said land into the foregoing streets be prepared to the satisfaction of the City Solicitor and be enacted by Council; and,

(c) That the Commissioner of Transportation be authorized and directed to register the by-laws.

38. That the following Bills be adopted, signed, sealed and enrolled as By-laws:

    (a) A-60 A By-law to Incorporate City Land Designated as Parts 5 and 6 on Plan 62R-8492 into Aquila Place

    (b) A-61 A By-law to Incorporate City Land Designated as Parts 6 and 7 on Plan 62R-14620 into Bastille Street

    (c) A-62 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

    (d) A-63 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

    (e) A-64 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

39. (a) That approval be given to issue a purchase order to Northshore Contracting of Ancaster, Ontario in the amount of $89,993.42 inclusive of ($5,887.42 GST) for the supply and installation of Fire Alarm, Exit and Emergency Lighting Systems at various Recreation facilities; and,

    (b) That this expenditure be financed from the Capital Fund Account - Risk Management-Various Culture and Recreation Facilities (CF-709755034).

40. That approval as required by Parks By-law No. 95-126 as amended, Section 35 - to bring horses in a park and Section 37 - to bring animals into a park, and to hold carnival rides be given to the Director of Culture and Recreation to host the Pumpkinfest Event, 1998 October 25, in Pier 4 Park, subject to the Terms and Conditions of the Special Events Guidelines.

41. That approval be given of the action taken by the Director of Culture and Recreation, as required by Parks By-law No. 95-126 as amended, Section 35 - to bring horses in a park and Section 37 - to bring animals into a park, to Barton Street Business Improvement Area to host the "Pioneering Spirit" - Community Festival, 1998 August 22, subject to Terms and Conditions of the Special Events Guidelines.

42. That approval, as required by Parks By-law No. 95-126 as amended, Section 11, and under the Standard Terms and Conditions of the Special Events Guidelines, be given to the Bank of Nova Scotia (Scotiabank) to sell food and alcoholic beverages at Turner Park on 1998 September 19, in conjunction with their Charitable Baseball Tournament in support of the United Way.

43. That approval, as required by Parks By-law No. 95-126 as amended, Section 36 and Section 37 - to bring dogs and animals into a park be given to the Hamilton S.P.C.A. for the annual "Wiggle Waggle Walk-a-thon" event, 1998 September 13, in Bayfront Park, from 10:00 a.m. - 3:00 p.m. subject to the Standard Terms and Conditions of the Special Events Guidelines.

44. That the City Treasurer be directed to close the following Capital Project accounts with any excess funding to be transferred to its original course of funding:

Capital Centre #	Project Description	Authorized Gross Cost	Expended/ Committed to Date	Balance Available	Source of Financing
(a) 639553026	Red Hill Valley Environmental Clean-up	$ 255,930.65	$ 255,930.65	$ 0.00	Waterfront Trust via Hamilton Region Conservation Authority
(b) 639553027	Red Hill Valley Planting/Plantation	$ 172,500.00	$ 172,500.00	$ 0.00	Waterfront Trust via Hamilton Region Conservation Authority
(c) 639553028	Red Hill Valley Trails	$1,027,044.00	$1,027,044.00	$ 0.00	Waterfront Trust via Hamilton Region Conservation Authority
(d) 628643003	Baseball Facilities Development	$1,500,000.00	$1,500,000.00	$ 0.00	Debenture
(e) 629543010	Gore Park Walkway Restoration	$ 315,000.00	$ 315,000.00	$ 0.00	Debenture
(f) 629654020	Bocce, Basketball, Shuffleboard Courts	$ 50,000.00	$ 49,990.78	$ 9.22	Reserve
(g) 419355013	West Harbourfront Redevelopment Study	$ 307,140.00	$ 307,135.81	$ 4.19	Reserve
(h) 419655023	West Harbourfront Development Studies - Phase I	$ 50,000.00	$ 50,032.39	-$ 32.39	Reserve
(i) 629254008	Lighting Safety Improvements	$ 177,000.00	$ 176,755.46	$244.54	Reserve

45. That a purchase order be issued to Wesco Distribution-Canada, Inc., Hamilton, in the amount of $90,000 for the supply and delivery of light fixtures, as and when required during 1998 for various parks and streets being the lowest of six tenders received in accordance with specifications C16-21-98 issued by the Purchasing Division and Vendor's tender, and be financed from Stock Account No. CH56197 60999.

46. That the Commissioner of Public Works and Traffic be authorized to reply to the request of the Hamilton Region Conservation Authority confirming that the City of Hamilton has no sites available for development of the proposed Discovery Centre, based on criteria outlined in correspondence dated 1998 May 13, from K. Hall.

47. (a) That the Collections Management Policies for Dundurn Castle, Whitehern and the Hamilton Military Museum, dated 1998 July, (available for viewing in the office of the City Clerk), be approved; and,

(b) That the aforementioned Collections Management Policies be appended to the City of Hamilton Donation Policy.

48. (a) That the City of Hamilton supports the long-term growth of Hamilton Airport and the related economic impacts for the Region;

(b) That the City of Hamilton requests that the portions of the Master Plan addressing the expansion of Runway 06-24 be deferred until such time as the anticipated noise impacts in the City of Hamilton from this expansion are addressed to Council's satisfaction;

(c) That a public process which includes consultation with the affected communities and stakeholders in the City of Hamilton be included in the resolution of the concerns identified in this report relative to the expansion of Runway 06-24; and,

(d) That a copy of the report to the Committee of the Whole dated 1998 August 20 be forwarded to the Federal Department of Transport, the Region of Hamilton-Wentworth, the Town of Ancaster, the Township of Glanbrook, and TradePort International Corporation.

49. (a) That The City of Hamilton endorse the Red Hill Creek Watershed Plan - as contained in the "First Generation Plan - Final Draft, April 1998", (available for viewing in the office of the City Clerk; and,

(b) That the Director of the Planning and Development Department, as the City's stakeholder in the Watershed planning process, be authorized to sign the Watershed Plan, which encourages the City's commitment to working towards the implementation of the actions of the Plan; and,

(c) That the City Clerk be requested to advise the Regional Clerk of the City's decision.

50. That the Building Commissioner be authorized to issue a demolition permit for 1373 Main Street East in accordance with By-Law 74-290 pursuant to Section 33 of The Planning Act, as amended.

51. That the Building Commissioner be authorized to issue a demolition permit for 95 East 36th Street in accordance with By-Law 74-290 pursuant to Section 33 of The Planning Act, as amended.

52. That the Building Commissioner be authorized to issue a demolition permit for 540 Upper James Street in accordance with By-Law 74-290 pursuant to Section 33 of The Planning Act, as amended.

53. That the Building Commissioner be authorized to issue a demolition permit for 342 Dundurn Street South in accordance with By-Law 74-290 pursuant to Section 33 of The Planning Act, as amended.

54. (a) That approval be given to Part Lot Control Application 98-07, 822827 Ontario Inc. (A. Di Silvestro), owner, to remove part-lot control for Lots 1 to 47, inclusive, located in "Wisemount Estates, Phase 9", Registered Plan 62M-836, to permit the creation of easements, as shown on the attached map attached hereto as Appendix "C";

(b) That the appropriate by-law, to remove part lot control from Lots 1 to 47, inclusive Registered Plan 62M-836, "Wisemount Estates, Phase 9" plan of subdivision, be enacted by Council;

(c) That the exempting by-law be restricted to a 1 year effective time period to expire on September 15, 1999;

(d) That following the enactment of this by-law, the Commissioner, Regional Environment Department (as delegate of the Minister of Municipal Affairs and Housing) be requested to grant approval to the by-law and endorse the same on the by-law.

55. (a) That approval be given to Zoning Application 98-31, George Lima, owner, requesting removal of the "H" (Holding) symbol provision under Section 36(1) of the Planning Act, R.S.O., 1990, to permit a maximum of four (4) dwelling units within the existing building located at 18 Homewood Avenue, shown on the map attached hereto as Appendix "D"; and,

(b) That the Director of the Planning and Development Department be directed to prepare a By-law to amend Zoning By-law No. 6593 as amended by By-law No. 96-139, for presentation to City Council.

56. That the appropriate staff (e.g. Law and Planning and Development Departments) be authorized to attend the Ontario Municipal Board hearing in support of the Committee of Adjustment decision to deny Application No. A-98-116, respecting property located at No. 79 Dana Drive, as shown on the map attached hereto as Appendix "E".

57. (a) (i) That the Corporation of the City of Hamilton enter into an agreement with Cogeco Cable Inc. (formerly Rogers Cable) to formalize the installation of a 3" fibre optic cable installed in 1994 and located in that portion of the MacNab Street truck tunnel, which lies between King Street West and Main Street West, under the City's jurisdiction; and,

(ii) That approval be given to allow Cogeco Cable Inc. to construct a new 2" fibre optic cable within the MacNab Street truck tunnel; and,

(b) That an agreement between The Corporation of the City of Hamilton and Cogeco Cable Inc. be entered into, in a form satisfactory to the City Solicitor, prior to the commencement of the installation of the conduits and cables; and,

(c) That the term of the agreement be at the sole pleasure of City Council and cancellable upon ninety (90) days written notice to Cogeco by the City; and,

(d) That Cogeco be required to pay a annual fee of $500 for the existing system plus an additional $500 annual fee for the new proposed cable and a one time fee of $500 for administrative costs incurred in the course of arranging this agreement, plus Legal expenses; and,

(e) That the installation on the City Property be performed to the satisfaction of the Manager of Building Operations and Maintenance Division of the Culture and Recreation Department; and,

(f) That the Mayor and City Clerk be authorized and directed to execute this agreement on behalf of the City; and,

(g) That Item 21 of the 14th Report of the Finance and Administration Committee as approved by City Council on 1997 June 24 authorizing Cogeco Cable to install a 2'-7" x 4' equipment pedestal on a portion of the land which Hamilton Place is situated be rescinded.

58. That the following Bills be adopted, signed, sealed and enrolled as By-laws:

C-105 A By-law to remove land within the "Wisemount Estates, Phase 9" Subdivision, Plan 62M-836 from Part Lot Control.

C-106 A By-law to Amend Zoning By-law No. 6593 as Amended by Zoning By-law No. 86-203 respecting Lands located East of Greenhill Avenue, West of Webster Road, and North of the existing Railway Line in the North Orchards Heights South Subdivision.

59. (a) That the request of the Kenilworth Business Association for funding Christmas light installation within its boundaries at an estimated cost of $22,753. be denied; and,

(b) That the Kenilworth Business Association be reminded of the "Christmas Display Grant Program" so that they can take advantage of this fund for up to $1,000; and,

(c) That the BIA's which have not taken advantage of the "Christmas Display Grant Program" in the past - Main West Esplanda and Barton Village be advised of this program.

60. That the information presented in the report from J. G. Pavelka, Chief Administrative Officer, dated 1998 August 19 respecting the City of Hamilton being awarded $25,000 from the Ministry of the Solicitor General and Correction Services under the Joint Emergency Preparedness Program (JEPP) funding to revise the Emergency Preparedness Plan be received.

61. (a) That the City of Hamilton submit an application through the Joint Emergency Preparedness Program (JEPP), for the 1999 fiscal year, to provide funding to conduct the following six projects:

(i) Test the Draft Hamilton Emergency Preparedness Plan using "exercises" and make any required revisions to the Emergency Plan; and,

(ii) Develop an Emergency Operations Centre (EOC) Procedure, stock the EOC, and conduct EOC training for all key Municipal Officials; and,

(iii) Develop an Emergency Site Co-ordination Procedure, and conduct training for all key Emergency Site Team members; and,

(iv) Develop and Emergency Public Information and Media Plan, an Emergency Public Education Program, and conduct training for all key Public Information staff and Media Spokespeople; and,

(v) Revise all Agency and Departmental Emergency Plans to ensure interoperability with the new Hamilton Emergency Plan, and the new Regional Emergency Plan; and,

(vi) To stock 3 Emergency Preparedness Depots at the following locations:

(1) Chedoke Public Works Yard, (1999); and,

(2) Rymal Public Works Yard, (2000); and,

(3) Brampton Street Public Works Yard, (2001); and,

(b) That the Treasurer recommend the method of financing the gross cost of $71,822 in 1999, anticipating that the JEPP funding will contribute $32,320.

62. That authorization be given to place a plaque in City Hall commemorating the 60th Anniversary of the outbreak of World War II on Polish soil, at the expense of and as requested by the Polish Symfonia Choir of Hamilton, in accordance with the approved "Policy on the Acquisition and Display of Plaques, Posters, Memorabilia and Awards in City Hall."

63. That the information presented in the report from G. Desjarlais, Acting fire Chief dated 1998 August 21, respecting the comparative analysis of the occupancy/operation of Plaza Integrated Env. Ltd., 675 Strathearne Avenue and the former Plastimet site at 363 Wellington Street North be received.

64. That after hearing the enclosure and submission of the complainant, Centre D'Accueil de Hamilton-Wentworth, the Council for the Corporation of the City of Hamilton hereby confirms that the development charges imposed on the property at 1610 Upper Sherman Avenue have been properly imposed pursuant to Development Charges By-law 95-176.

65. That after reviewing the evidence of the complainants, Gilbert and Elisabeth DeGreggorio, the Council of the City of Hamilton not waive the 5% Land Dedication Fees imposed on the property located at 181 John Street North in the amount of $1,650.

66. (a) That the Corporation of the City of Hamilton enter into a lease at 50A Jackson Street West with Ontario University Athletics (Rick Morocco) for a five (5) year period commencing 1998 September 1; and,

(b) That the lease for the above space contain the following terms and conditions:

(i) Premises: The leased premises are located in the basement of 50A Jackson Street West, and comprises of 924 square feet (formerly occupied by the Hamilton-Municipal Employees Credit Union) and is to be used as an office; and,

(ii) Term: Five (5) year term commencing on 1998 September 1; and,

(iii) Rent: $8 per square foot (gross) $7,392 per annum, $616 per month; and,

(iv) Additional Rent:

(1) The tenant must pay an additional charge of $170.17 per month which amount equates to the elimination of business tax and increase in realty taxes over the 1997 taxes ($4.04 per square foot). This additional rent will be adjusted annually upon the City of Hamilton setting the new tax rate; and,

(2) In addition, as this lease is a gross lease the tenant will be responsible for its share of the increase in operating costs over the 1998 Base year; and,

(c) That the Mayor and City Clerk be authorized to execute a short term lease agreement in a form satisfactory to the City Solicitor.

67. That the Licence Agreement between the City of Hamilton and Carmen's Catering Ltd. for the provision of food services at the City Hall cafeteria for the period 1997 April 6 to 2000 April 5, which was approved by City Council at its meeting of 1997 April 29 by adopting Section 4 of the Eighth Report of the Finance and Administration Committee, be amended by deleting Carmen's Catering Ltd. and replacing with Carmen's Inc., effective 1998 June 30.

68. That the City's business tax collection procedures be revised to provide for the assignment of all outstanding business tax accounts to the bailiffs, for which immediate collection action is required, where staff or the collection agency have been unable to secure payment or satisfactory payment arrangements on the account.

69. That Bell Mobility supply and deliver wireless communication network and Teletron Communications Inc. (Hamilton) supply and deliver wireless communication hardware for the City of Hamilton for various City departments as and when required in accordance with specifications issued by the Purchasing Section and the vendor's tender and to be financed through various approved accounts.

Analogue Wireless Communication Network:

Monthly charge	$24.47/Phone
Peak Air Time	$ 0.21/Minute

(Above includes 100 minutes free anytime of day per month, message centre and message centre paging)

Digital (PCS) Wireless Communication Network

Monthly charge	$22.50/Phone
Peak Airtime	$ 0.20/Minute
Offpeak Airtime	$ 0.10/Minute

(Above includes 100 minutes free anytime of day per month, 500 1st incoming minute per month) All taxes are extra at 8% PST and 7% GST.

70. That realty and business tax applications processed under Section 443, of The Municipal Act, Chapter 45, Statutes of Ontario, 1990 in the amount of $38,722.04 be approved and charged to CH55307-24104 Tax Remissions.

71. That the information presented in the report from D. Lobo, Commissioner of Public Works and Traffic, dated 1998 August 18 respecting the BIA's Request for Funding - Commercial Improvement Program be received.

72. That a purchase order be issued to Turf Care Products Canada, Ltd. Newmarket, in the amount of $61,180, including all applicable taxes, for the purchase of two (2) Lightweight Fairway Mowers Units 9872 and 0053 for Fleet Services, being the lowest of two quotations received in accordance with specifications issued by Purchasing and Vendor's tender, to be financed through the Reserve for Mobile Equipment Account Numbers CF5535 649751023 and CF5535 649851037.

73. That the City Treasurer be directed to close the following project account with any excess funding to be transferred to its original source of financing:

Centre Number	Project Description	Gross Cost	Total Expense	Excess	Source of Funding
CH 59001	Eastern Ontario and Quebec Ice Storm Assistance	$50,000	$37,576.12	$12,423.88	Reserve for Contingency Centre # CH 00115

74. (a) That the City's Fair Wage Policy (approved by City Council on 1993 September 28), as item 15 of the Finance & Administration Committee Report FA-18), be amended in accordance with Appendix "F" attached hereto; and,

(b) (i) That no increases to the wages and benefits, for all positions identified in the City's Fair Wage Schedule will be approved by City Council after 2000 January 1, where the full cost of the wages and benefits exceed the full cost of wages and benefits included for the same or similar position in the Province of Ontario's Fair Wage Schedule and Labour Conditions (Hamilton Zone); and,

(ii) That the maximum total increase, approved by City Council on or before 2000 January 1, to the wages and benefits identified in the City's Fair Wage Schedule , shall be limited to 4.5% of the current total compensation package; and,

(c) That subsections (a) and (b) be incorporated into the Corporate Policy Manual.

75. That a By-law To Declare the Hamilton East Kiwanis Boys' and Girls' Club, located at 45 Ellis Avenue, Tax Exempt be enacted by Council.

76. That a By-law to Further Reduce Approved Capital Project Debenture Amounts in the Culture and Recreation Department, Public Works and Traffic Department and the Hamilton Public Library Board by transfers from Reserve Accounts be enacted by Council.

77. That the Penalty Sections of By-laws No. 84-191, the Keeping of Animals, and By-law No. 86-343, Regulation and Control of Cats, be amended.

78. That the following Bills be adopted, signed, sealed and enrolled as By-laws:

(a) D-45 A By-law to Declare: 45 Ellis Avenue Tax Exempt.

(b) D-46 A By-law to Authorize: A By-law to further reduce Approved Debenture Amounts.

(c) D-47 A By-law to Amend: By-law No. 84-191 Respecting the Keeping of Animals and By-law No. 86-343 To Regulate and Control Cats.

79. Private and confidential recommendation may follow.

80. Private and confidential recommendation may follow.

81. Private and confidential recommendation may follow.

82. Private and confidential recommendation may follow.

83. Private and confidential recommendation may follow.

84. Private and confidential recommendation may follow.

85. Private and confidential recommendation may follow.

86. Private and confidential recommendation may follow.

87. That the following Bill be adopted, signed, sealed and enrolled as By-law:

D-48 A By-law to Confirm the Proceedings of the Council of The Corporation of the City of Hamilton.

ACTIVE LIST FOR THE CITY OF HAMILTON

PROVISION OF LABOUR AND EQUIPMENT FOR 1998, 1999 AND 2000

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
1. BULLDOZERS				CAT D-6H		
Caterpillar D-6 or equiv.	65.00	65.00	65.00	70.00	70.00	70.00

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
1. BULLDOZERS				D65 EX KOMATSU		
Caterpillar D-7 or equiv.	70.00	70.00	70.00	75.00	76.00	77.00

	Spar-con Construction Limited			Dig-It Contractors Limited		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime
1. BULLDOZERS	CAT D8-H			Terex 82-30		
Caterpillar D-8 or equiv.	92.50/92.50	95.00/95.00	98.50/98.50	92.00/92.00	93.00/93.00	94.00/94.00

Bill Price Grader Rentals		
Standard	Standard	Standard
2-D8H W Ripper		
89.00	92.00	95.00

	C.L. Moffatt Equipment			Ray's Construction		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
1. BULLDOZERS						
John Deere 550 or equiv.	50.00	50.00	50.00	48.00	50.00	52.00

Appendix "A" referred to in Section 2 of the Recommendations presented to Council dated 1998 September 8

	C.L. Moffatt Equipment			T & H Truck Service		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
1. BULLDOZERS				D3 Komatsu		
John Deere 450 or equiv.	44.00	44.00	44.00	45.00	45.00	45.00
	Rioux Excavating			Ram Equipment		
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
				CAT D3		
	48.00	49.00	50.00	45.85/45.85	48.00/48.00	49.00/49.00

	C.L. Moffatt Equipment			Anders Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
1. BULLDOZERS	D–4			D–4		
Bulldozers other than listed	52.00	52.00	52.00	65.00/80.00	65.00/80.00	65.00/80.00
	D–4 With Winch			D–3		
	55.00	55.00	55.00	50.00/65.00	50.00/65.00	50.00/65.00

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
2(A). Rubber Tire Front End Loaders						
Rubber Tire Front End	J.D. 844			CAT 950F		
Loader – 5 Cu. Yd. Capacity	74.00	74.00	74.00	75.00	76.00	77.00

	Cormar Contracting			G.F. Mason Excavating Ltd.		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
2(A). Rubber Tire Front End Loaders						
Rubber Tire Front End	JD 644E			Terex		
Loader – 4 Cu. Yd. Capacity	72.00	73.00	74.00	78.00/78.00	80.00/80.00	82.00/82.00

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
2(A). Rubber Tire Front End Loaders						
Rubber Tire Front End	J.D. 544			JD 544		
Loader – 3 Cu. Yd. Capacity	62.00	62.00	62.00	69.00	70.00	71.00
				Komatsu 320		
				67.00	68.00	69.00

	Cardi Construction Limited			E. Woytkiw Haulage		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
2(A). Rubber Tire Front End Loaders	NOTE: Special 30" Bucket to Remove Concrete Sidewalk					
Rubber Tire Front End	2 – CAT 416			2 – Ford 575		
Loader – 2 Cu. Yd. Capacity	58.00	58.00	60.00	55.00	57.00	59.00

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
2(A). Rubber Tire Front End Loaders						
Rubber Tire Front End	JD 710 w/Forks			Case 580–K 2 Wheel Drive		
Loader – Other than listed	62.00	62.00	62.00	50.00	51.00	52.00
(List bucket capacity)	JD 710 w/Clam Bucket					
	62.00	62.00	62.00			

	Cormar Contracting			Spar–con Construction Limited		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
2(B). Track Front End Loader						
Track Front End Loader –	Cat 977L			Cat 963 w/ripper		
4 Cu. Yd. Capacity	75.00	76.00	77.00	83.90/83.90	85.90/85.90	86.90/86.90
	Cat 963					
	78.00	79.00	80.00			

	Cardi Construction Limited			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
2(B). Track Front End Loader						
Track Front End Loader –	Cat 963			Cat 977L		
3 Cu. Yd. Capacity	85.00	87.00	89.00	75.00	76.00	77.00
				Cat 963		
				78.00	79.00	80.00

	Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard
2(B). Track Front End Loader			
Track Front End Loader –	JD 455G		
2 Cu. Yd. Capacity	58.00	59.00	60.00

	JDR Tools & Equipment (1994) Inc.			Wm Groves Limited		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime
2(B). Track Front End Loader						
Track Front End Loader –	John Deere 455E c/w 1.25 cu. yd. bucket			Cat 941 1–1/2 Yd.		
Other than listed	80.00/92.00	80.00/92.00	85.00/95.00	75.00/116.21	77.50/119.71	80.00/123.21
(List bucket capacity)						

	C.L. Moffatt Equipment			Abbey Demolition		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
3. Trucks	International			1 – Ford Cha		
Truck – 8 Cu. Yd. Dump	35.00	35.00	35.00	35.00/50.00	35.00/50.00	40.00/55.00
	International With Boom & Dump					
	40.00	40.00	40.00			
	Ram Equipment					
	Standard/Overtime	Standard/Overtime	Standard/Overtime			
	International 1700					
	35.00/35.00	37.00/37.00	39.00/39.00			

	C.L. Moffatt Equipment			F & S Excavating Ltd.		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
3. Trucks	Ford 9000			2 – 16 Cu. Yd. Dump		
Truck – 16 Cu. Yd. Dump	41.00	41.00	41.00	42.95	43.50	43.95
	Ford 9000 w/boom			2 – 16 Cu. Yd. Asphalt Controller		
	48.00	48.00	48.00	47.95	48.50	48.95
	Cormar Contracting			**Ray's Construction**		
	Standard	Standard	Standard	Standard	Standard	Standard
	1995 Freight Liner			Ford LS8000		
	42.00	43.00	44.00	41.00	43.00	45.00
	D Swing Trucking			**Roma Concrete & Paving**		
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
	Intl.–RBT–90			1979 Dump Truck		
	43.00	43.50	43.85	42.00/42.00	43.00/43.00	44.00/44.00

	C.L. Moffatt Equipment			Cardi Construction Limited		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
3. Trucks Truck – Other than listed (List Cu. Yd. capacity)	International with asphalt gate			10 – Tri–Axles, 20 Cu. Yd.		
	42.00	42.00	42.00	55.00	56.00	58.00
	Ford 9000 with asphalt gate			2 – Stone Slingers, 20 Cu. Yd.		
	45.00	45.00	45.00	100.00	100.00	100.00
	F & S Excavating Ltd.			Greco Bobcat		
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
	2 – 20 Cu. Yd.			4 – Tri–Axles Dump, 21 Cu. Yd.		
	49.00	50.00	50.00	52.00/52.00	53.00/53.00	54.00/54.00
	20 Cu. Yd. Asphalt Controller					
	54.00	55.00	56.00			
	Stone Slinger					
	110.00	115.00	120.00			
	D Swing Trucking			Gord Cooper Trucking Inc.		
	Standard	Standard	Standard	Standard	Standard	Standard
	Intl. RBT–90, 22 Cu. Yd.			2 – 1995 Ford Tri–Axle Dump, 24 Cu. Yd.		
	53.00	53.50	53.85	55.00	57.00	58.00
				1998 Ford Tri–Axle Dump, 24 Cu. Yd.		
				55.00	57.00	58.00
				1999 Western Star Tri–Axle Dump, 24 Cu. Yd.		
				55.00	57.00	58.00
	Roma Concrete & Paving			G.F. Mason Excavating Ltd.		
	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime
	Tri–Axle			Tractor Dump Trailer, 50 yds.		
	52.00/52.00	53.00/53.00	54.00/54.00	70.00/70.00	70.00/70.00	70.00/70.00

	F & S Excavating Ltd.			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
4. Floats	Float			Freightliner		
Float – 35 Ton Flat Truck	60.00	60.00	60.00	65.00	65.00	65.00

	F & S Excavating Ltd.			Roma Concrete & Paving		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
4. Floats	Ton 50			12 Ton		
Float – Other than listed	65.00	70.00	70.00	40.00/40.00	41.00/41.00	42.00/42.00

Ram Equipment		
Standard/Overtime	Standard/Overtime	Standard/Overtime
Mark 12 Ton Beavertail		
40.00/40.00	43.00/43.00	45.00/45.00

	Quigley Contracting			Bill Price Grader Rentals		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
5. Scrapers				8 – 621 Cat		
Scrapers – 14 Cu. Yd. Capacity	95.00	98.00	100.00	100.00	104.00	108.00

	Quigley Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard
5. Scrapers			
Scrapers – 24 Cu. Yd. Capacity	120.00	120.00	120.00

	Adair Heavy Equipment Rentals		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime
6. Graders	Cat 14D		
Model 14 Caterpillar	70.00/82.00	75.00/87.00	82.00/94.00

	Cormar Contracting			Adair Heavy Equipment Rentals		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
6. Graders	Champion 740			Cat 12–70D		
Model 120 Caterpillar	68.00	68.00	68.00	70.00/82.00	75.00/87.00	82.00/94.00

	Spar–con Construction Limited			Anders Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime
6. Graders	w/ripper and dozer blade			562		
562 Champion	64.90/64.90	67.90/67.90	69.90/69.90	70.00/85.00	70.00/85.00	70.00/85.00

	Rioux Excavating		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard
6. Graders			
600D Champion	58.00	59.00	60.00

	G.F. Mason Excavating Ltd.		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime
6. Graders			
Allatt SG100	62.00/62.00	64.00/64.00	66.00/66.00

	Cardi Construction Limited			Anders Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
6. Graders	720 Champion			602 Champion		
Graders other than listed	80.00	82.00	84.00	70.00/85.00	70.00/85.00	70.00/85.00

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
7. Rubber Tire Backhoe	J.D. 310 4X4			Case 580K		
John Deere 310 or equivalent	45.00	45.00	45.00	49.00	51.00	53.00
				JD 310 E		
				51.00	53.00	55.00
	Rioux Excavating					
	Standard	Standard	Standard			
	Massey Ferguson					
	42.00	43.00	44.00			

	Ray's Construction			T & H Truck Service		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
7. Rubber Tire Backhoe	J.C.B. 1400			Ford 655		
John Deere 410 or equivalent	47.00	49.00	51.00	45.00	45.00	45.00

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
7. Rubber Tire Backhoe	J.D. 710 4 X 4					
John Deere 710 or equivalent	60.00	60.00	60.00	60.00	61.00	62.00

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
7. Rubber Tire Backhoe	Ford 555			Case 580K		
Backhoe w/extend-a-hoe,	45.00	45.00	45.00	49.00	51.00	53.00
Ford 555 or equiv. state make/	J.D. 310 4 X 4			JD 310E		
model See note on page FT 9	45.00	45.00	45.00	51.00	53.00	55.00

	Ray's Construction			Rioux Excavating		
	Standard	Standard	Standard	Standard	Standard	Standard
	J.C.B. 1400			JCB 2140 4 X 4		
	47.00	49.00	51.00	48.00	49.00	50.00
				310 JD 4 X 4		
				48.00	49.00	50.00
				580 Case		
				48.00	49.00	50.00

	Fields Of Green			Ram Equipment		
	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime
	Extend a hoe Case 580 Super E			Ford 555E		
	45.00/45.00	47.00/47.00	50.00/50.00	37.00/37.00	37.00/37.00	37.00/37.00
				Ford 555D 4 x 4		
				37.00/37.00	37.00/37.00	37.00/37.00

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
7. Rubber Tire Backhoe	J.D. 310 4 X 4			Case 580K		
Backhoe w/convertible bucket	45.00	45.00	45.00	49.00	51.00	53.00
Ford 555 or equiv. state size/	J.D. 410 4 X 4			JD 310E		
make/model	50.00	50.00	50.00	51.00	53.00	55.00
See note on page FT 9	J.D. 710 4 X 4					
	55.00	55.00	55.00			

	Ram Equipment		
	Standard/Overtime	Standard/Overtime	Standard/Overtime
	Ford 555 E		
	37.00/37.00	37.00/37.00	37.00/37.00
	Ford 555D 4 x 4		
	37.00/37.00	37.00/37.00	37.00/37.00

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
7. Rubber Tire Backhoe	J.D. 310 4 X 4 –>Ram Master 750 Ft.			NPK–4 x 1000 lb.		
Extra for Hoe Ram attachment	15.00	15.00	15.00	10.00	12.00	14.00
state size	J.D. 410 4 X 4 –>Esco 850 Ft.			Tri–Mack 750 lb.		
	25.00	25.00	25.00	9.00	11.00	13.00
	J.D. 710 4 X 4 –>NPK 1000 Ft.			NPK 16 x 5000 lb.		
	35.00	35.00	35.00	90.00	90.00	90.00

Ram Equipment		
Standard/Overtime	Standard/Overtime	Standard/Overtime
JCB Hammer–Master 440 x 800 ft. lbs.		
15.00/15.00	15.00/15.00	15.00/15.00
Easco Hoe Ram 800 ft. lbs.		
15.00/15.00	15.00/15.00	15.00/15.00

	C.L. Moffatt Equipment			Ram Equipment		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
7. Rubber Tire Backhoe	310 With Posthole Auger			Backhoe With Post Hole Auger		
Back Hoe other than listed	70.00	70.00	70.00	50.00/50.00	52.00/52.00	54.00/54.00
	710 With Rock Thumb			Backhoe With Hyd. Plate Compactor		
	70.00	70.00	70.00	60.00/60.00	60.00/60.00	60.00/60.00

	C.L. Moffatt Equipment			F & S Excavating Ltd.		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
8. Excavators						
John Deere 590 or equivalent	70.00	70.00	70.00	75.00	77.00	79.00

Cormar Contracting		
Standard	Standard	Standard
Cat 215		
65.00	66.00	67.00
JD 590		
65.00	66.00	67.00

	F & S Excavating Ltd.			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
8. Excavators	2 – JD 690E					
John Deere 690 or equivalent	81.00	82.00	83.00	68.00	68.00	68.00
	2 – JD 690 With Ditch Bucket					
	86.00	87.00	88.00			
	2 – JD 690 With Rock Bucket					
	86.00	87.00	88.00			
	2 – JD 690 Hydraulic Thumb					
	86.00	87.00	88.00			

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
8. Excavators				Cat 225		
John Deere 790 or equivalent	83.00	85.00	87.00	75.00	76.00	77.00
				Cat EL 200		
				73.00	74.00	75.00

	Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard
8. Excavators	Cat 245		
John Deere 992 or equivalent	125.00	125.00	125.00

	C.L. Moffatt Equipment			Spar–con Construction Limited		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
8. Excavators	J.D. 590 NPK 1000 Ft.			John Deere 790 + Tramac, BRV950 w/5,500 ft./lb. impact		
Excavator with Hoe Ram – list	125.00	125.00	125.00	169.90/169.90	169.90/169.90	169.90/169.90
make/model/hoe ram size	J.D. 790 NPK 1500 Ft.					
	150.00	150.00	150.00			

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
8. Excavators	J.D. 590 With Rock Thumb			JD 892		
Excavator other than listed	90.00	90.00	90.00	85.00	85.00	85.00
	J.D. 790 With Rock Thumb			Cat 235		
	95.00	97.00	99.00	90.00	90.00	90.00
	J.D. 490 With Rock Thumb			JD 490		
	80.00	80.00	80.00	63.00	64.00	65.00
	Melroe Mini Excavator			Mimi 325		
	55.00	55.00	55.00	51.00	51.00	51.00
	Melroe Mini Excavator (With Hoeram 500 ft.)					
	75.00	75.00	75.00			
	Ray's Construction			Dig–It Contractors Limited		
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
	John Deere 490			2 C.Y. John Deere 892		
	68.00	70.00	72.00	86.00/86.00	88.00/88.00	90.00/90.00
				John Deere 892 With Hydr. Thumb Attachment		
				92.00/92.00	94.00/94.00	96.00/96.00

	C.L. Moffatt Equipment			Chlan's Landscaping Limited		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
9. Bobcats	Melroe 543			Bobcat 753 – No Overtime Charge		
Bobcats	40.00	40.00	40.00	34.99	36.99	38.99
	Melroe 543 With Tooth Bucket			Bobcat 553 – No Overtime Charge		
	45.00	45.00	45.00	34.99	36.99	38.99
	Melroe 543 With Post Hole Auger			Attachment–Angle Broom – No Overtime Charge		
	60.00	60.00	60.00	15.00	15.00	15.00
	Melroe 743			Hoeram – No Overtime Charge		
	50.00	50.00	50.00	10.00	10.00	10.00
	Melroe 743 With Tree Auger			Backhoe – No Overtime Charge		
	60.00	60.00	60.00	10.00	10.00	10.00
				Auger – No Overtime Charge		
				10.00	10.00	10.00
	Green Mountain Property Maintenance			T & H Truck Service		
	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard	Standard	Standard
	1995 Bobcat 553			Thomas 233		
	34.95/34.95	34.95/34.95	34.95/34.95	40.00	40.00	40.00
	3–1997 Bobcat 553			Bobcat 845		
	34.95/34.95	34.95/34.95	34.95/34.95	40.00	40.00	40.00
	1990 Case 1845			2 – Bobcat 743		
	34.95/34.95	34.95/34.95	34.95/34.95	40.00	40.00	40.00
	Rioux Excavating			Battlefield Bobcat Service		
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
	Mustang 930 A			863 H		
	40.00	40.00	40.00	52.00/52.00	54.00/54.00	56.00/56.00
				Auger & Sweeper		
				20.00/20.00	21.00/21.00	22.00/22.00
				Asphalt Planer		
				40.00/40.00	42.00/42.00	44.00/44.00
				Hoe Ram		
				40.00/40.00	42.00/42.00	44.00/44.00

	JDR Tools & Equipment (1994) Inc.		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime
10. Gradalls	John Deere 595 Wheel Excavator		
Gradall – H300	78.00/88.00	78.00/88.00	80.00/90.00

	F & S Excavating Ltd.			JDR Tools & Equipment (1994) Inc.		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
11. Compaction Equipment	66"/VIB			Duo–Pact 60" Smooth Champion		
Smooth Drum Compactor	75.00	77.00	79.00	60.00/72.00	60.00/72.00	64.00/74.00
	47"			84" Smooth Champion		
	65.00	67.00	69.00	74.00/84.00	74.00/84.00	76.00/86.00
				84" Padfoot		
				75.00/85.00	75.00/85.00	77.00/87.00
	Cormar Contracting			**Anders Contracting**		
	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime
	Super Pac 84"			Case 602		
	80.00	81.00	82.00	60.00/75.00	60.00/75.00	60.00/75.00
	Bomag 66"					
	60.00	61.00	62.00			
	G.F. Mason Excavating Ltd.					
	Standard/Overtime	Standard/Overtime	Standard/Overtime			
	Hyster 72"					
	64.00/64.00	66.00/66.00	67.00/67.00			

	Dig–It Contractors Limited		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime
11. Compaction Equipment			
Pad Foot Compactor – indicate	Case 602 Pd. (No Blade)		
if there is a blade attachment	55.00/55.00	57.00/57.00	59.00/59.00

NON ACTIVE LIST FOR THE CITY OF HAMILTON

	J. Chastney Leasing		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime
6. Graders			
600 D Champion	62.00/62.00	63.00/63.00	64.00/64.00

	J. Chastney Leasing		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime
7. Rubber Tire Backhoe			
John Deere 310 or equivalent	51.00/61.00	52.00/62.00	52.00/62.00

	J. Chastney Leasing		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime
7. Rubber Tire Backhoe	1500b – JCB		
John Deere 410 or equivalent	51.00/61.00	52.00/62.00	52.00/62.00

Schedule A

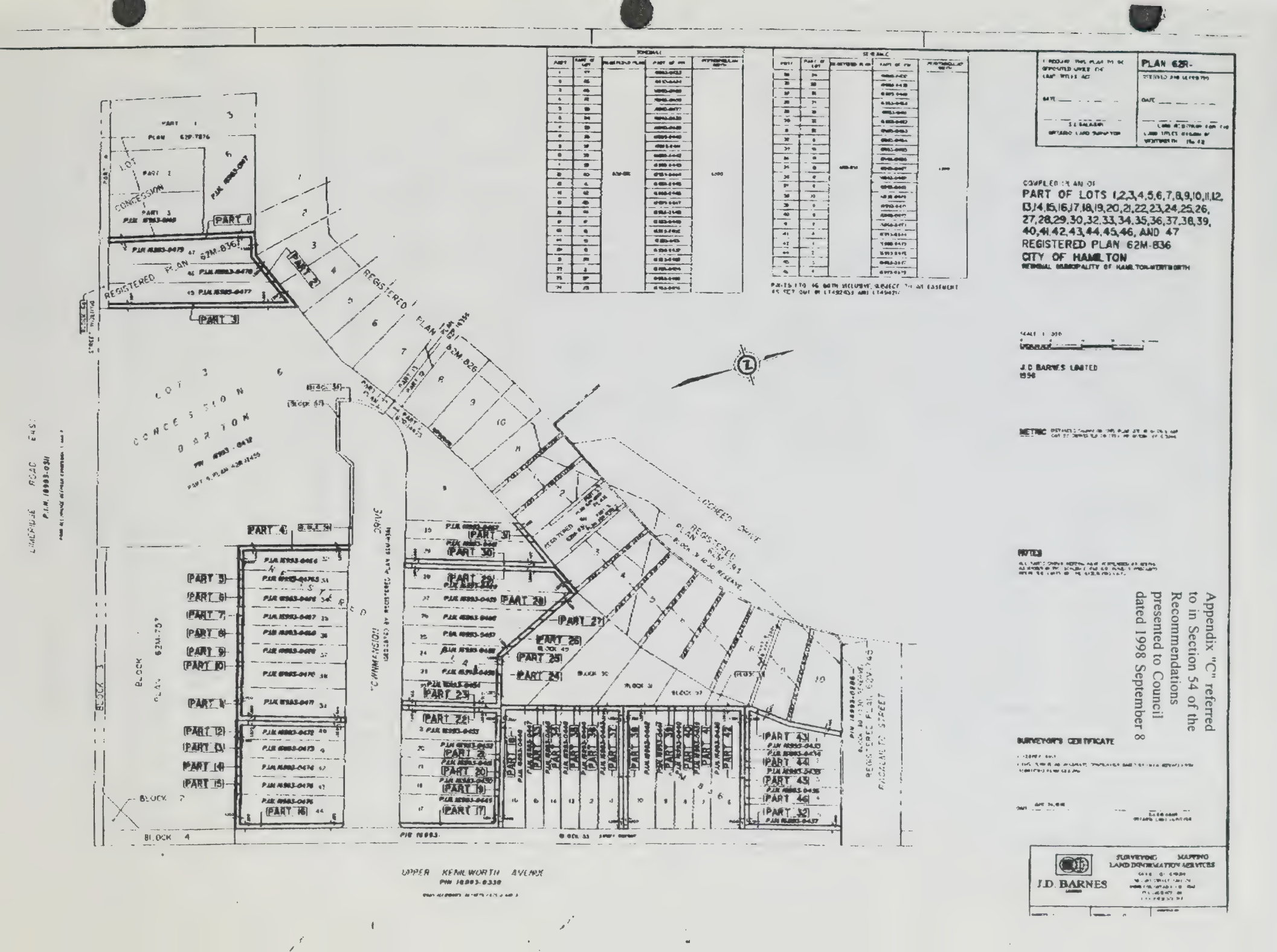
New Hydro Tree Trimming Rates

Diameter	New Cost/Trim	Old Cost/trim	No. Trimmed	New Cost	Old Cost	Difference
01" - 12"	$ 34.80	$ 35.50	20	$ 696.00	$ 710.00	-$ 14.00
13" - 24"	$ 52.20	$ 35.50	61	$ 3,184.20	$ 2,165.50	$ 1,018.70
25" - >	$ 87.00	$ 35.50	27	$ 2,349.00	$ 958.50	$ 1,390.50
			108	**$ 6,229.20**	**$ 3,834.00**	**$ 2,395.20**

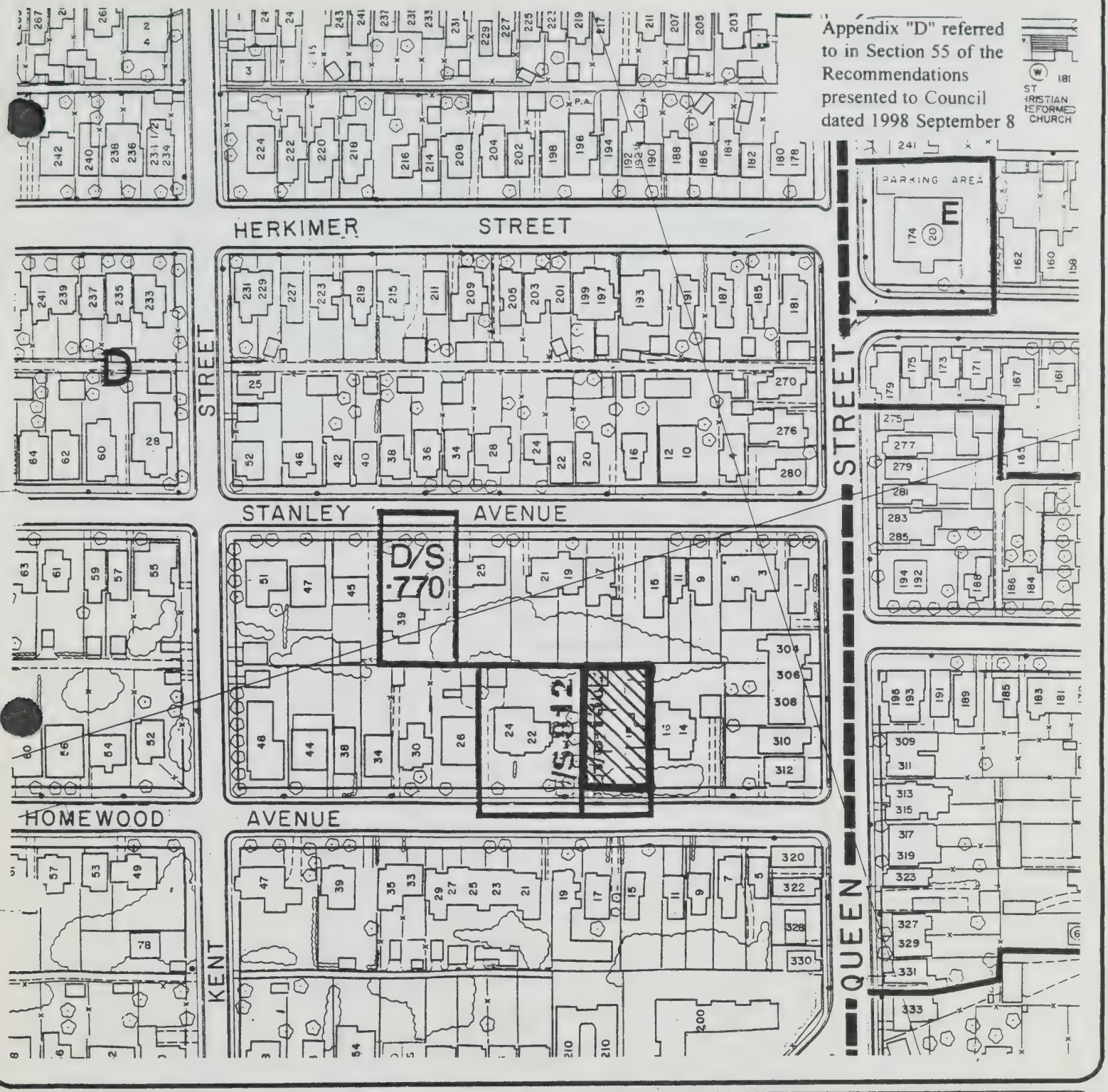
New Hydro Tree Removal Rates

Diameter	New Cost	Old Cost
12" Dia Tree	$ 96.00	$ 135.75
16" Dia Tree	$ 128.00	$ 135.75
20" Dia Tree	$ 160.00	$ 135.75
24" Dia Tree	$ 192.00	$ 135.75
28" Dia Tree	$ 224.00	$ 135.75
	$ 800.00	**$ 678.75**

Appendix "B" referred to in Section 3 of the Recommendations presented to Council dated 1998 September 8



Appendix "C" referred to in Section 54 of the Recommendations presented to Council dated 1998 September 8



Legend

Change in Zoning from:

"D"-'H' (Urban Protected Residential - One and Two Family Dwellings, etc. - Holding) District, Modified to "D" (Urban Protected Residential - One and Two Family Dwellings, etc) District

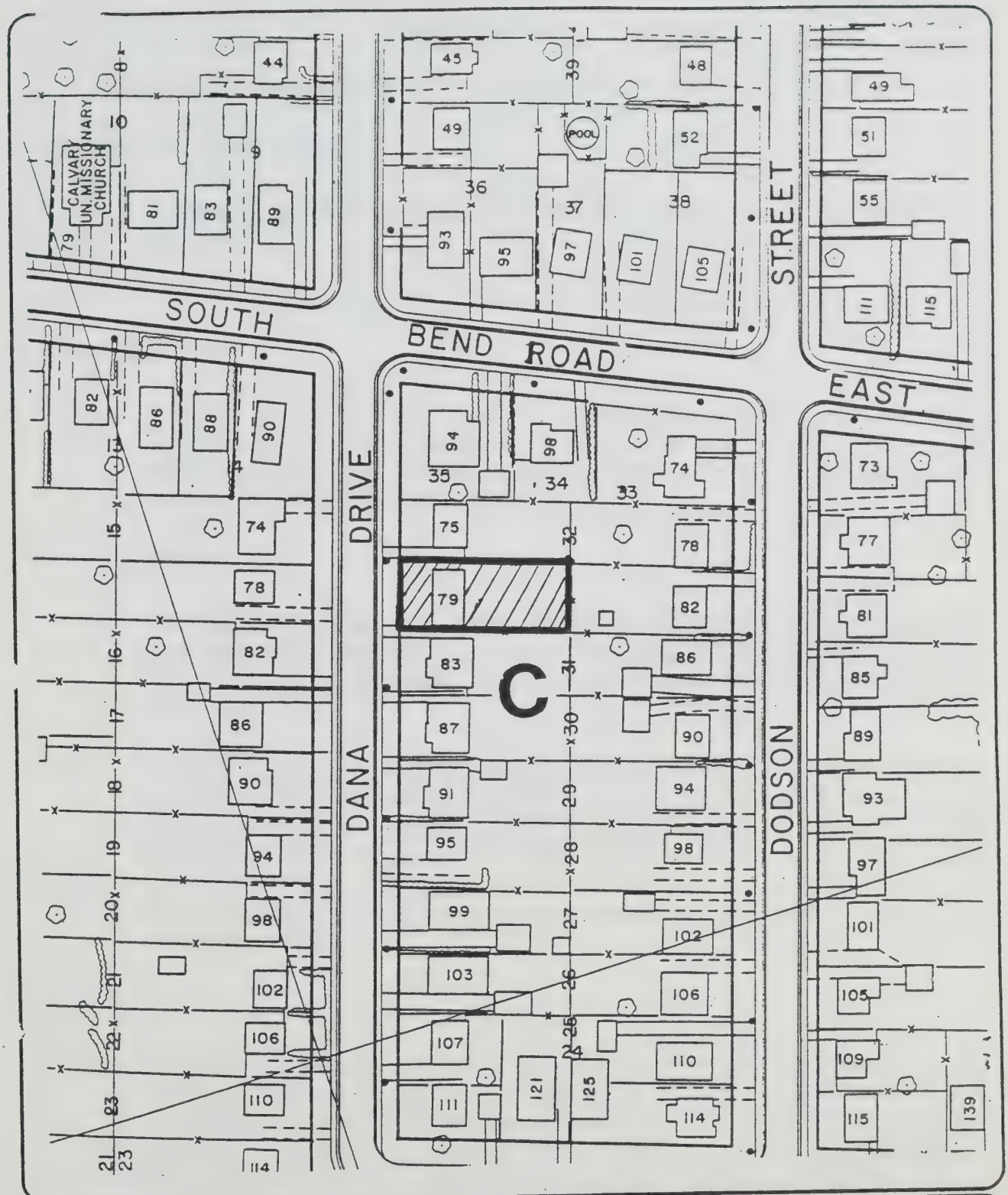
City of Hamilton

Location Map

Planning and Development Department

North	Scale	Reference File No.
	NOT TO SCALE	ZAR-98-31
	Date	Drawn By
	July, 1998	B. B.

Appendix "E" referred to in Section 56 of the Recommendations presented to Council dated 1998 September 8



City of Hamilton,
Committee of Adjustment
Location Map by the Technical and Cartographic Section, Planning and Development Department

A-98:116

(C)

Appendix "F" referred to in Section 74 of the Recommendations presented to Council dated 1998 September 8

SCHEDULE A

PROPOSED AMENDMENTS TO THE CITY'S FAIR WAGE POLICY

All proposed changes are underlined.

(i) a) Change all references from the Director of Property to the Director of Culture & Recreation.

b) Change all references from "contract" to "construction contract".

(ii) DEFINITIONS

b) "construction contract" means any construction contract or construction maintenance contract of an estimated value of at least one hundred thousand dollars ($100,000.00), entered into between the City and a contractor and the various sub-contracts to that contract.

(iii) PROCEDURES

1.c) (new)The Commissioner of Human Resources or designate will co-ordinate the preparation of an annual report for the appropriate Standing Committee of City Council regarding complaints investigated and audits performed pursuant to the Fair Wage Policy.

2. The City's Director of Culture & Recreation or designate shall notify every person bidding on City construction contracts of the then current Fair Wage Policy and Fair Wage Schedule and shall provide copies of the same to the bidders, upon request, at the City's cost. The contractor and its sub-contractor shall not be responsible for any Fair Wage Schedule rate increases which occur after the closing of the tender for the City construction contract on which the contractor is the successful bidder.

(iv) RECORDS

3. (new)Where the City's Director of Culture & Recreation or designate has determined that a contractor or sub-contractor is in non-compliance with this Fair Wage Policy or the Fair Wage Schedule, such contractor or sub-contractor will be required to separate and provide, to the Director of Culture & Recreation or designate, its records pertaining to the construction contract or work for which it has been found to be in non-compliance.

The contractor or sub-contractor shall be required to provide the said records within thirty (30) calendar days of the date that the City's Director of Culture & Recreation or designate provides notice of such requirement to the contractor or sub-contractor.

Failure to provide these records as required herein may result in the contractor or sub-contractor being subject to the CONSEQUENCES OF NON-COMPLIANCE provisions of this Fair Wage Policy.

(v) COMPLAINTS

Amend the time frame for submitting a complaint to "15 days following substantial performance" from the current "45 days following substantial performance".

Renumber the existing section #3 to #3 (a).

Add a new section (b) to the end of #3, to read: " Whenever a complaint is submitted by a person other than an individual employee of the contractor or sub-contractor involved or named in the complaint, and said contractor and/or sub-contractor is found to be in compliance with the Fair Wage Policy or the Fair Wage Schedule, or both, with respect to the complaint submitted, the City's costs of inspection, audits or other action deemed necessary regarding such complaint shall be assessed against the complainant.

(vi) RANDOM INSPECTION AND AUDITS

retitle to "INSPECTIONS AND AUDITS"

(vii) CONSEQUENCES OF NON-COMPLIANCE

1. The City's Director of Culture & Recreation or designate upon determining that a contractor or sub-contractor is in non-compliance of the Fair Wage Policy or the Fair Wage Schedule, or both:

   a) shall advise the contractor or sub-contractor, in writing, that it has been determined that the contractor or sub-contractor is in non-compliance and that the contractor or sub-contractor is required to comply immediately; and

   b) may withhold the amount of funds by which the contractor or sub-contractor has been determined to be in non-compliance from any payment owed by the City to the contractor until such time as the contractor or sub-contractor complies. The amount of such funds withheld shall not exceed

any payments owed by the City to the contractor under the construction contract or any payments owed by the contractor to the sub-contractor determined to be in non-compliance under the construction contract; and

c) shall assess the cost of the City's inspection, audit or other action as deemed necessary by the City as a result of such determination of non-compliance of the contractor and/or sub-contractor and may deduct such costs from any payment owed by the City to the contractor. The amount of costs assessed shall not exceed any payments owed by the City to the contractor under the construction contract or any payments owed by the contractor to the sub-contractor determined to be in non-compliance under the construction contract, except where the City has notified the contractor of the receipt of a complaint, or the commencement of an inspection or audit within forty-five (45) days following substantial performance of the construction contract or sub-contract in which case, the contractor shall be responsible for all of the City's costs.

REFERENCE REPORTS

CITY COUNCIL MEETING

Tuesday, 1998 September 8
11:00 o'clock a.m.
Webster Room B & C
Hamilton Convention Centre

J. J. Schatz
City Clerk

TRANSPORT AND ENVIRONMENT COMMITTEE ISSUES

COMMISSIONER OF PUBLIC WORKS AND TRAFFIC

PUBLIC WORKS DIVISION

1. Downtown Alley Garbage Collection

2. Hired Equipment Contractors During 1998, 1999, 2000

3. Forestry Section, Grid Tree Trimming Enhancement

4. Highway 403 Reconstruction

TRAFFIC DIVISION

5. No. 103 Gibson Avenue
   Request for a Reserved "Permit Parking" Space
   for a disabled Resident

6. North side of Beach Road, east of Avondale Street

7. No. 120 Burlington Street East
   Request for a Reserved "Permit parking" Space for a Disabled Resident

8. No. 128 Ontario Avenue and No. 61 Cathcart Street - Request to Relocate a Reserved "Permit Parking" Space for a Disabled Resident

9. No. 29 Clinton Street
   Request for a Reserved "Permit Parking" Space for a Disabled Resident

10. Apartment Building at No. 10 Ben Lomond Place - Application for a Time Limit Exemption Permit

11. MacNab Street North between Cannon Street West and Mulberry Street

12. No. 53 Douglas Street Request for a Reserved "Permit Parking" Space for a Disabled Resident

13. No. 206 Hughson Street North
Request for a Reserved "Permit Parking" Space for a Disabled Resident

14. Cannon Street West between Caroline Street North and Hess Street North

15. No. 136 Julian Avenue
Request for a Reserved "Permit Parking" Space for a Disabled Resident

16. Market Street between Bay Street North and Caroline Street North

17. Nos. 55 and 57 Biggar Avenue - Request for two Reserved "Permit Parking" Spaces for Disabled Residents

18. No. 49 Munroe Street Request for a Reserved "Permit Parking" Space for a Disabled Resident

19. King's Forest Drive

20. No. 19 Keith Street
Request for a Reserved "Permit Parking" Space for a Disabled Resident

21. East side of Myrtle Avenue,
south of Main Street East - Request to Remove a Loading Zone

22. No. 24 Strathcona Avenue South
Discharge of a Residential Boulevard Parking Agreement

23. Intersection of Acadia Drive and Supreme Drive - Intersection Control

24. Intersection of Abbot Drive and Abbot Court - Intersection Control

25. Intersection of Frederick Avenue and Campbell Avenue

26. Intersection of Polaris Court and Vineburg Drive - Intersection Control

27. Parking for Services in Kind - Opera Hamilton

28. No. 661 Wilson Street - Request to Remove a Wheelchair Loading Zone

29. Welcome Inn Community Centre and Church, No. 40 Wood Street East - Request for a Wheelchair Loading Zone

30. No. 26 Primrose Avenue - Request for a Wheelchair Loading Zone

31. No. 54 Rosemont Avenue - Request for a Loading Zone

32. No. 44 William Street - Request for a Wheelchair Loading Zone

33. Queensdale Avenue East, east of Upper James St.- Parking Meter Duration

34. No. 16 Somerset Avenue - Amendment of a Residential Boulevard Parking Agreement

35. North Side of Regal Drive, east of Rowntree Drive - Corner Clearance

CITY ENGINEER

36. Encroachment Agreements

37. To incorporate certain City land into various streets by By-Laws

BILLS

38. (a) A-60 A By-law to Incorporate City Land Designated as Parts 5 & 6 on Plan 62R-8492 into Aquila Place

(b) A-61 A By-law to Incorporate City Land Designated as Parts 6 & 7 on Plan 62R-14620 into Bastille Street

(c) A-62 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

(d) A-63 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

(e) A-64 A By-law to Amend Traffic By-law No. 89-72 to Regulate Traffic

PARKS AND RECREATION COMMITTEE

DIRECTOR OF CULTURE AND RECREATION

39. Fire Alarm and Emergency Lighting Upgrade

40. Pumpkinfest Event,Pier 4 Park and Leander Boat Club

41. Barton Street BIA - "Pioneering Spirit" Woodlands Park - 1998, August 22

42. Sale of Alcoholic Beverages - Turner Park - Charitable Baseball Tournament - Scotiabank

43. S.P.C.A. "Wiggle Waggle Walk-a-thon"
Bayfront Park - 1998 September 13

COMMISSIONER OF PUBLIC WORKS AND TRAFFIC

44. Closure of Department of Public Works and Traffic Capital Projects

45. 1998 Annual Supply of Light Fixtures and Poles for Various Parks

46. Giant's Rib Discovery Centre
The Niagara Escarpment World Biosphere Reserve

SECRETARY, HAMILTON HISTORICAL BOARD

47. Collections Management Policies - Dundurn Castle, Whitehern and the Hamilton Military Museum

PLANNING AND DEVELOPMENT COMMITTEE ISSUES

DIRECTOR OF PLANNING AND DEVELOPMENT

48. Hamilton International Airport Master Plan.

49. Endorsement of the Red Hill Creek Watershed Plan

BUILDING COMMISSIONER

50. 1373 Main Street East - demolition

51. 95 East 36th Street - demolition

52. 540 Upper James Street - demolition

53. 342 Dundurn Street South - demolition

DIRECTOR OF PLANNING AND DEVELOPMENT

54. Application to Remove Part-Lot Control for "Wisemount Estates, Phase 9" Subdivision, Registered Plan 62M-836, 826-848 Upper Kenilworth Avenue and 2-10 Racalmuto Street.

55. Request for removal of the "H" (Holding) Symbol - lands located at 18 Homewood Avenue.

56. Authorization for Staff Attendance at an Ontario Municipal Board Hearing, A-98-116, 79 Dana Drive.

CITY CLERK

57. MacNab Street Truck Tunnel - Cogeco Cable Inc.
(Formerly Rogers Cable)

BILLS

58. (a) C-105 A By-law to remove land within the "Wisemount Estates, Phase 9" Subdivision, Plan 62M-836 from Part Lot Control.

(b) C-106 A By-law to Amend Zoning By-law No. 6593 as Amended by Zoning By-law No. 86-203 respecting Lands located East of Greenhill Avenue, West of Webster Road, and North of the existing Railway Line in the North Orchards Heights South Subdivision.

FINANCE AND ADMINISTRATION COMMITTEE ISSUES

CHIEF ADMINISTRATIVE OFFICER

59. Request for Funding Christmas Lights - Kenilworth Business Association

60. Information Report - Joint Emergency Preparedness Programm (JEPP) Funding

61. Joint Emergency Preparedness Program (JEPP) 1999

DIRECTOR OF CULTURE AND RECREATION

62. Requested Report Back - Request of the Polish Symfonia Choir for a commemorative plaque at City Hall

ACTING FIRE CHIEF

63. Information Report - Plaza Integrated Environment Ltd. - 675 Strathearne Avenue

DEVELOPMENT CHARGES SUB-COMMITTEE

64. Complaint under the Development Charges Act - 1610 Upper Sherman Avenue, Centre D'Accueil de Hamilton-Wentworth

BUILDING COMMISSIONER

65. 181 John Street North - Refund of 5% Land Dedication Fee

CITY CLERK

66. Lease - Canadian Football Hall of Fame Building to Ontario University Athletics - 50A Jackson Street West

67. Provision for Cafeteria/Food Services at Hamilton City Hall

TREASURER

68. Business Tax Accounts assigned to the Bailiffs for collection

69. Supply and Delivery of Wireless Communication Network and Required Hardware as and when required for various Departments

70. Tax Applications processed under Section 443, Subsection (5) of The Municipal Act, Chapter 45 Statutes of Ontario, 1990

COMMISSIONER OF PUBLIC WORKS AND TRAFFIC

71. Information Report - Business Improvement Areas (B.I.A.'s) - Request for Funding - Commercial Improvement Program.

72. Replacement of Two (2) Lightweight Fairway Mowers - Units 9872 and 0053, Fleet Services

73. Recommendation to close Project Funding Account - Assistance to Eastern Ontario/Quebec Communities

COMMISSIONER OF HUMAN RESOURCES/
DIRECTOR OF CULTURE AND RECREATION

74. Fair Wage Policy

CITY SOLICITOR

75. A By-law to declare the Hamilton East Kiwanis Boys' and Girls' Club, located at 45 Ellis Avenue, Tax Exempt

76. A By-law to further reduce approved Capital Project Debenture Amounts for the Culture and Recreation Department, Public Works and Traffic Department and the Hamilton Public Library Board

77. A By-law to amendment By-law No 84-191, the Keeping of Animals, and By-law No. 86-343, Regulation and Control of Cats

BILLS

78. (a) D-45 A By-law to Declare: 45 Ellis Avenue Tax Exempt.

(b) D-46 A By-law to Authorize: A By-law to further reduce Approved Debenture Amounts.

(c) D-47 A By-law to Amend: By-law No. 84-191 Respecting the Keeping of Animals and By-law No. 86-343 To Regulate and Control Cats.

PRIVATE AND CONFIDENTIAL ISSUES

ITEM No's. 79 to 86 DISTRIBUTED UNDER SEPARATE COVER

CONFIRMING BY-LAW

D-48 A By-law to confirm the Proceedings of the City Council of the corporation of the City of Hamilton

1.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 25

REPORT TO: J.J. Schatz
Secretary, Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works & Traffic

SUBJECT: **Downtown Alley Garbage Collection (T&E)**

RECOMMENDATION:

(a) That the garbage collection format for downtown alleys located north of King Street East from James to Wellington and south of King Street East between James and John be amended from the existing twice weekly to a daily Monday to Friday collection commencing October 5, 1998.

(b) That one packer unit be eliminated from the City Sanitation fleet and be replaced by a one ton crew cab to become the new collection vehicle for these alleys.

(c) That the responsibility for the collection of garbage from these downtown alleys be relegated to the Streets Division accompanied by the deletion of one Sanitation position and an increase of one position in the Streets Division, District #2 with the accompanying transfer of base funding.

(d) That Human Resources facilitate the complement change in accordance with the relevant collective bargaining agreement.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

From a financial perspective there are cost savings of $19,000 annually achievable through the downsizing of the service vehicle from a packer unit to a crew cab. The crew cab unit has greater versatility once the daily collection work has been completed.

From a staffing perspective there is no net change in complement, rather a transfer of service responsibility and associated reallocation of one position.

BACKGROUND:

The City of Hamilton currently provides collection of garbage in the downtown alleys noted in this recommendation on a twice weekly basis. Garbage placed out by the businesses and residences served by these alleys is placed in various bins or left stacked in the open.

This format of storage and collection is inadequate. The materials placed out are often vandalized and disturbed by vehicles using the alley. The result is an irritating combination of debris and odours that has this department spending much more resources cleaning up the mess than in collecting the garbage.

The debris from the alleys contributes to a poor image for the downtown core both within the alleys and on the streets. The revised format will resolve this long standing issue by placing the daily collection service in the jurisdiction of the staff that co-ordinate general clean ups, litter control, sweeping, flushing and snow removal.

The net affect will be a higher level of service with cost savings in the order of $19,000 annually. The cost reductions will be reflected in the formulation of the department's 1999 current budget.

Previous efforts to resolve this issue have included enforcement of by-laws, educational campaigns, meetings with property owners and tenants, B.I.A. organized campaigns, placement of lockable bins. None of these efforts in single or in combination have properly resolved this unique problem. The implementation of the proposals contained in this report will benefit all parties concerned and greatly improve conditions on a matter that is unique only to the downtown.

CFE/rb

c.c. J. Johnston, Human Resources

CITY OF HAMILTON

- RECOMMENDATION -

2

DATE: 1998 August 21

REPORT TO: J.J. Schatz
Secretary, Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works & Traffic

SUBJECT: **Hired Equipment Contractors During 1998, 1999, 2000, Public Works & Traffic Department (T&E)**

RECOMMENDATION:

That purchase orders be issued for Hired Equipment Contractors as listed on the attached Schedule A, as and when required during 1998, 1999 and 2000 in accordance with the specifications issued by the Treasury Department-Purchasing Division, and that this expenditure be financed through various approved accounts.

D Lobo

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The various pieces of Hired Equipment are required to perform maintenance and development services for a broad range of approved projects. The expenditures will be financed from corresponding approved accounts.

BACKGROUND:

The Public Works Department spent approximately $600,000 during 1997 for hired equipment contractors for such work as road maintenance and park development and maintenance. Contractors are accepted on the basis of the lowest bidder's equipment being used first, and if equipment is not available then the subsequent bidders are contacted as required.

The approved equipment has an active list and an inactive list. The active list includes all equipment that we anticipate will be required. The inactive list includes equipment that has been preapproved that could be called into service if conditions require. Equipment on the inactive list will not require safety certificates and insurance unless called into active service, thereby saving potentially unnecessary costs to the contractors.

CFE/rb
attachment

c.c. A. Ross, City Treasurer
c.c. C. Rendell, Purchasing Division
c.c. B. Chrystian, Manager of Parks
c.c. C. Gibbs, Superintendent of Streets & Sanitation

ACTIVE LIST FOR THE CITY OF HAMILTON

PROVISION OF LABOUR AND EQUIPMENT FOR 1998, 1999 AND 2000

Appendix "A" referred to in Section 2 of the Recommendations presented to Council dated 1998 September 8

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr. Standard	1999 Rate P/Hr. Standard	2000 Rate P/Hr. Standard	1998 Rate P/Hr. Standard	1999 Rate P/Hr. Standard	2000 Rate P/Hr. Standard
1. BULLDOZERS				CAT D-6H		
Caterpillar D-6 or equiv.	65.00	65.00	65.00	70.00	70.00	70.00

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr. Standard	1999 Rate P/Hr. Standard	2000 Rate P/Hr. Standard	1998 Rate P/Hr. Standard	1999 Rate P/Hr. Standard	2000 Rate P/Hr. Standard
1. BULLDOZERS				D65 EX KOMATSU		
Caterpillar D-7 or equiv.	70.00	70.00	70.00	75.00	76.00	77.00

	Spar-con Construction Limited			Dig-It Contractors Limited		
	1998 Rate P/Hr. Standard/Overtime	1999 Rate P/Hr. Standard/Overtime	2000 Rate P/Hr. Standard/Overtime	1998 Rate P/Hr. Standard/Overtime	1999 Rate P/Hr. Standard/Overtime	2000 Rate P/Hr. Standard/Overtime
1. BULLDOZERS	CAT D8-H			Terex 82-30		
Caterpillar D-8 or equiv.	92.50/92.50	95.00/95.00	98.50/98.50	92.00/92.00	93.00/93.00	94.00/94.00

Bill Price Grader Rentals		
Standard	Standard	Standard
2-D8H W Ripper		
89.00	92.00	95.00

	C.L. Moffatt Equipment			Ray's Construction		
	1998 Rate P/Hr. Standard	1999 Rate P/Hr. Standard	2000 Rate P/Hr. Standard	1998 Rate P/Hr. Standard	1999 Rate P/Hr. Standard	2000 Rate P/Hr. Standard
1. BULLDOZERS						
John Deere 550 or equiv.	50.00	50.00	50.00	48.00	50.00	52.00

	C.L. Moffatt Equipment			T & H Truck Service		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
1. BULLDOZERS				D3 Komatsu		
John Deere 450 or equiv.	44.00	44.00	44.00	45.00	45.00	45.00
	Rioux Excavating			**Ram Equipment**		
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
				CAT D3		
	48.00	49.00	50.00	45.85/45.85	48.00/48.00	49.00/49.00

	C.L. Moffatt Equipment			Anders Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
1. BULLDOZERS	D–4			D–4		
Bulldozers other than listed	52.00	52.00	52.00	65.00/80.00	65.00/80.00	65.00/80.00
	D–4 With Winch			D–3		
	55.00	55.00	55.00	50.00/65.00	50.00/65.00	50.00/65.00

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
2(A). Rubber Tire Front End Loaders						
Rubber Tire Front End	J.D. 844			CAT 950F		
Loader – 5 Cu. Yd. Capacity	74.00	74.00	74.00	75.00	76.00	77.00

	Cormar Contracting			G.F. Mason Excavating Ltd.		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
2(A). Rubber Tire Front End Loaders						
Rubber Tire Front End	JD 644E			Terex		
Loader – 4 Cu. Yd. Capacity	72.00	73.00	74.00	78.00/78.00	80.00/80.00	82.00/82.00

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
2(A). Rubber Tire Front End Loaders						
Rubber Tire Front End	J.D. 544			JD 544		
Loader – 3 Cu. Yd. Capacity	62.00	62.00	62.00	69.00	70.00	71.00
				Komatsu 320		
				67.00	68.00	69.00

	Cardi Construction Limited			E. Woytkiw Haulage		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
2(A). Rubber Tire Front End Loaders	NOTE: Special 30" Bucket to Remove Concrete Sidewalk					
Rubber Tire Front End	2 – CAT 416			2 – Ford 575		
Loader – 2 Cu. Yd. Capacity	58.00	58.00	60.00	55.00	57.00	59.00

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
2(A). Rubber Tire Front End Loaders						
Rubber Tire Front End	JD 710 w/Forks			Case 580 – K 2 Wheel Drive		
Loader – Other than listed	62.00	62.00	62.00	50.00	51.00	52.00
(List bucket capacity)	JD 710 w/Clam Bucket					
	62.00	62.00	62.00			

	Çormar Contracting			Spar – con Construction Limited		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
2(B). Track Front End Loader						
Track Front End Loader –	Cat 977L			Cat 963 w/ripper		
4 Cu. Yd. Capacity	75.00	76.00	77.00	83.90/83.90	85.90/85.90	86.90/86.90
	Cat 963					
	78.00	79.00	80.00			

	Cardi Construction Limited			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
2(B). Track Front End Loader						
Track Front End Loader –	Cat 963			Cat 977L		
3 Cu. Yd. Capacity	85.00	87.00	89.00	75.00	76.00	77.00
				Cat 963		
				78.00	79.00	80.00

	Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard
2(B). Track Front End Loader			
Track Front End Loader –	JD 455G		
2 Cu. Yd. Capacity	58.00	59.00	60.00

	JDR Tools & Equipment (1994) Inc.			Wm Groves Limited		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime
2(B). Track Front End Loader						
Track Front End Loader –	John Deere 455E c/w 1.25 cu. yd. bucket			Cat 941 1–1/2 Yd.		
Other than listed	80.00/92.00	80.00/92.00	85.00/95.00	75.00/116.21	77.50/119.71	80.00/123.21
(List bucket capacity)						

	C.L. Moffatt Equipment			Abbey Demolition		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
3. Trucks	International			1 – Ford Cha		
Truck – 8 Cu. Yd. Dump	35.00	35.00	35.00	35.00/50.00	35.00/50.00	40.00/55.00
	International With Boom & Dump					
	40.00	40.00	40.00			
	Ram Equipment					
	Standard/Overtime	Standard/Overtime	Standard/Overtime			
	International 1700					
	35.00/35.00	37.00/37.00	39.00/39.00			

	C.L. Moffatt Equipment			F & S Excavating Ltd.		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
3. Trucks	Ford 9000			2–16 Cu. Yd. Dump		
Truck – 16 Cu. Yd. Dump	41.00	41.00	41.00	42.95	43.50	43.95
	Ford 9000 w/boom			2–16 Cu. Yd. Asphalt Controller		
	48.00	48.00	48.00	47.95	48.50	48.95
	Cormar Contracting			**Ray's Construction**		
	Standard	Standard	Standard	Standard	Standard	Standard
	1995 Freight Liner			Ford LS8000		
	42.00	43.00	44.00	41.00	43.00	45.00
	D Swing Trucking			**Roma Concrete & Paving**		
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
	Intl.–RBT–90			1979 Dump Truck		
	43.00	43.50	43.85	42.00/42.00	43.00/43.00	44.00/44.00

	C.L. Moffatt Equipment			Cardi Construction Limited		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
3. Trucks	International with asphalt gate			10 – Tri–Axles, 20 Cu. Yd.		
Truck – Other than listed	42.00	42.00	42.00	55.00	56.00	58.00
(List Cu. Yd. capacity)	Ford 9000 with asphalt gate			2 – Stone Slingers, 20 Cu. Yd.		
	45.00	45.00	45.00	100.00	100.00	100.00
	F & S Excavating Ltd.			Greco Bobcat		
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
	2 – 20 Cu. Yd.			4 – Tri–Axles Dump, 21 Cu. Yd.		
	49.00	50.00	50.00	52.00/52.00	53.00/53.00	54.00/54.00
	20 Cu. Yd. Asphalt Controller					
	54.00	55.00	56.00			
	Stone Slinger					
	110.00	115.00	120.00			
	D Swing Trucking			Gord Cooper Trucking Inc.		
	Standard	Standard	Standard	Standard	Standard	Standard
	Intl. RBT–90, 22 Cu. Yd.			2 – 1995 Ford Tri–Axle Dump, 24 Cu. Yd.		
	53.00	53.50	53.85	55.00	57.00	58.00
				1998 Ford Tri–Axle Dump, 24 Cu. Yd.		
				55.00	57.00	58.00
				1999 Western Star Tri–Axle Dump, 24 Cu. Yd.		
				55.00	57.00	58.00
	Roma Concrete & Paving			G.F. Mason Excavating Ltd.		
	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime
	Tri–Axle			Tractor Dump Trailer, 50 yds.		
	52.00/52.00	53.00/53.00	54.00/54.00	70.00/70.00	70.00/70.00	70.00/70.00

	F & S Excavating Ltd.			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
4. Floats	Float			Freightliner		
Float – 35 Ton Flat Truck	60.00	60.00	60.00	65.00	65.00	65.00

	F & S Excavating Ltd.			Roma Concrete & Paving		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
4. Floats	Ton 50			12 Ton		
Float – Other than listed	65.00	70.00	70.00	40.00/40.00	41.00/41.00	42.00/42.00

Ram Equipment		
Standard/Overtime	Standard/Overtime	Standard/Overtime
Mark 12 Ton Beavertail		
40.00/40.00	43.00/43.00	45.00/45.00

	Quigley Contracting			Bill Price Grader Rentals		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
5. Scrapers				8 – 621 Cat		
Scrapers – 14 Cu. Yd. Capacity	95.00	98.00	100.00	100.00	104.00	108.00

	Quigley Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard
5. Scrapers			
Scrapers – 24 Cu. Yd. Capacity	120.00	120.00	120.00

	Adair Heavy Equipment Rentals		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime
6. Graders	Cat 14D		
Model 14 Caterpillar	70.00/82.00	75.00/87.00	82.00/94.00

	Cormar Contracting			Adair Heavy Equipment Rentals		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
6. Graders	Champion 740			Cat 12–70D		
Model 120 Caterpillar	68.00	68.00	68.00	70.00/82.00	75.00/87.00	82.00/94.00

	Spar–con Construction Limited			Anders Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime
6. Graders	w/ripper and dozer blade			562		
562 Champion	64.90/64.90	67.90/67.90	69.90/69.90	70.00/85.00	70.00/85.00	70.00/85.00

	Rioux Excavating		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard
6. Graders			
600D Champion	58.00	59.00	60.00

	G.F. Mason Excavating Ltd.		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime
6. Graders			
Allatt SG100	62.00/62.00	64.00/64.00	66.00/66.00

	Cardi Construction Limited			Anders Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
6. Graders	720 Champion			602 Champion		
Graders other than listed	80.00	82.00	84.00	70.00/85.00	70.00/85.00	70.00/85.00

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
7. Rubber Tire Backhoe	J.D. 310 4X4			Case 580K		
John Deere 310 or equivalent	45.00	45.00	45.00	49.00	51.00	53.00
				JD 310 E		
				51.00	53.00	55.00
	Rioux Excavating					
	Standard	Standard	Standard			
	Massey Ferguson					
	42.00	43.00	44.00			

	Ray's Construction			T & H Truck Service		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
7. Rubber Tire Backhoe	J.C.B. 1400			Ford 655		
John Deere 410 or equivalent	47.00	49.00	51.00	45.00	45.00	45.00

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
7. Rubber Tire Backhoe	J.D. 710 4 X 4					
John Deere 710 or equivalent	60.00	60.00	60.00	60.00	61.00	62.00

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
7. Rubber Tire Backhoe	Ford 555			Case 580K		
Backhoe w/extend-a-hoe,	45.00	45.00	45.00	49.00	51.00	53.00
Ford 555 or equiv. state make/	J.D. 310 4 X 4			JD 310E		
model See note on page FT 9	45.00	45.00	45.00	51.00	53.00	55.00
	Ray's Construction			**Rioux Excavating**		
	Standard	Standard	Standard	Standard	Standard	Standard
	J.C.B. 1400			JCB 2140 4 X 4		
	47.00	49.00	51.00	48.00	49.00	50.00
				310 JD 4 X 4		
				48.00	49.00	50.00
				580 Case		
				48.00	49.00	50.00
	Fields Of Green			**Ram Equipment**		
	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime
	Extend a hoe Case 580 Super E			Ford 555E		
	45.00/45.00	47.00/47.00	50.00/50.00	37.00/37.00	37.00/37.00	37.00/37.00
				Ford 555D 4 x 4		
				37.00/37.00	37.00/37.00	37.00/37.00

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
7. Rubber Tire Backhoe	J.D. 310 4 X 4			Case 580K		
Backhoe w/convertible bucket	45.00	45.00	45.00	49.00	51.00	53.00
Ford 555 or equiv. state size/	J.D. 410 4 X 4			JD 310E		
make/model	50.00	50.00	50.00	51.00	53.00	55.00
See note on page FT 9	J.D. 710 4 X 4					
	55.00	55.00	55.00			
	Ram Equipment					
	Standard/Overtime	Standard/Overtime	Standard/Overtime			
	Ford 555 E					
	37.00/37.00	37.00/37.00	37.00/37.00			
	Ford 555D 4 x 4					
	37.00/37.00	37.00/37.00	37.00/37.00			

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr. Standard	1999 Rate P/Hr. Standard	2000 Rate P/Hr. Standard	1998 Rate P/Hr. Standard	1999 Rate P/Hr. Standard	2000 Rate P/Hr. Standard
7. Rubber Tire Backhoe Extra for Hoe Ram attachment state size	J.D. 310 4 X 4 –> Ram Master 750 Ft.			NPK–4 x 1000 lb.		
	15.00	15.00	15.00	10.00	12.00	14.00
	J.D. 410 4 X 4 –> Esco 850 Ft.			Tri–Mack 750 lb.		
	25.00	25.00	25.00	9.00	11.00	13.00
	J.D. 710 4 X 4 –> NPK 1000 Ft.			NPK 16 x 5000 lb.		
	35.00	35.00	35.00	90.00	90.00	90.00

Ram Equipment		
Standard/Overtime	Standard/Overtime	Standard/Overtime
JCB Hammer–Master 440 x 800 ft. lbs.		
15.00/15.00	15.00/15.00	15.00/15.00
Easco Hoe Ram 800 ft. lbs.		
15.00/15.00	15.00/15.00	15.00/15.00

	C.L. Moffatt Equipment			Ram Equipment		
	1998 Rate P/Hr. Standard	1999 Rate P/Hr. Standard	2000 Rate P/Hr. Standard	1998 Rate P/Hr. Standard/Overtime	1999 Rate P/Hr. Standard/Overtime	2000 Rate P/Hr. Standard/Overtime
7. Rubber Tire Backhoe Back Hoe other than listed	310 With Posthole Auger			Backhoe With Post Hole Auger		
	70.00	70.00	70.00	50.00/50.00	52.00/52.00	54.00/54.00
	710 With Rock Thumb			Backhoe With Hyd. Plate Compactor		
	70.00	70.00	70.00	60.00/60.00	60.00/60.00	60.00/60.00

	C.L. Moffatt Equipment			F & S Excavating Ltd.		
	1998 Rate P/Hr. Standard	1999 Rate P/Hr. Standard	2000 Rate P/Hr. Standard	1998 Rate P/Hr. Standard	1999 Rate P/Hr. Standard	2000 Rate P/Hr. Standard
8. Excavators John Deere 590 or equivalent						
	70.00	70.00	70.00	75.00	77.00	79.00

Cormar Contracting		
Standard	Standard	Standard
Cat 215		
65.00	66.00	67.00
JD 590		
65.00	66.00	67.00

	F & S Excavating Ltd.			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
8. Excavators John Deere 690 or equivalent	2 – JD 690E					
	81.00	82.00	83.00	68.00	68.00	68.00
	2 – JD 690 With Ditch Bucket					
	86.00	87.00	88.00			
	2 – JD 690 With Rock Bucket					
	86.00	87.00	88.00			
	2 – JD 690 Hydraulic Thumb					
	86.00	87.00	88.00			

	C.L. Moffatt Equipment			Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard	Standard	Standard
8. Excavators John Deere 790 or equivalent				Cat 225		
	83.00	85.00	87.00	75.00	76.00	77.00
				Cat EL 200		
				73.00	74.00	75.00

	Cormar Contracting		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard
8. Excavators John Deere 992 or equivalent	Cat 245		
	125.00	125.00	125.00

	C.L. Moffatt Equipment			Spar–con Construction Limited		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
8. Excavators Excavator with Hoe Ram – list make/model/hoe ram size	J.D. 590 NPK 1000 Ft.			John Deere 790 + Tramac, BRV950 w/5,500 ft./lb. impact		
	125.00	125.00	125.00	169.90/169.90	169.90/169.90	169.90/169.90
	J.D. 790 NPK 1500 Ft.					
	150.00	150.00	150.00			

8. Excavators

Excavator other than listed

C.L. Moffatt Equipment			Cormar Contracting		
1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
Standard	Standard	Standard	Standard	Standard	Standard
J.D. 590 With Rock Thumb			JD 892		
90.00	90.00	90.00	85.00	85.00	85.00
J.D. 790 With Rock Thumb			Cat 235		
95.00	97.00	99.00	90.00	90.00	90.00
J.D. 490 With Rock Thumb			JD 490		
80.00	80.00	80.00	63.00	64.00	65.00
Melroe Mini Excavator			Mimi 325		
55.00	55.00	55.00	51.00	51.00	51.00
Melroe Mini Excavator (With Hoeram 500 ft.)					
75.00	75.00	75.00			

Ray's Construction			Dig–It Contractors Limited		
Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
John Deere 490			2 C.Y. John Deere 892		
68.00	70.00	72.00	86.00/86.00	88.00/88.00	90.00/90.00
			John Deere 892 With Hydr. Thumb Attachment		
			92.00/92.00	94.00/94.00	96.00/96.00

9. Bobcats

Bobcats

C.L. Moffatt Equipment

1998 Rate P/Hr. Standard	1999 Rate P/Hr. Standard	2000 Rate P/Hr. Standard
Melroe 543		
40.00	40.00	40.00
Melroe 543 With Tooth Bucket		
45.00	45.00	45.00
Melroe 543 With Post Hole Auger		
60.00	60.00	60.00
Melroe 743		
50.00	50.00	50.00
Melroe 743 With Tree Auger		
60.00	60.00	60.00

Chlan's Landscaping Limited

1998 Rate P/Hr. Standard	1999 Rate P/Hr. Standard	2000 Rate P/Hr. Standard
Bobcat 753 – No Overtime Charge		
34.99	36.99	38.99
Bobcat 553 – No Overtime Charge		
34.99	36.99	38.99
Attachment–Angle Broom – No Overtime Charge		
15.00	15.00	15.00
Hoeram – No Overtime Charge		
10.00	10.00	10.00
Backhoe – No Overtime Charge		
10.00	10.00	10.00
Auger – No Overtime Charge		
10.00	10.00	10.00

Green Mountain Property Maintenance

Standard/Overtime	Standard/Overtime	Standard/Overtime
1995 Bobcat 553		
34.95/34.95	34.95/34.95	34.95/34.95
3–1997 Bobcat 553		
34.95/34.95	34.95/34.95	34.95/34.95
1990 Case 1845		
34.95/34.95	34.95/34.95	34.95/34.95

T & H Truck Service

Standard	Standard	Standard
Thomas 233		
40.00	40.00	40.00
Bobcat 845		
40.00	40.00	40.00
2 – Bobcat 743		
40.00	40.00	40.00

Rioux Excavating

Standard	Standard	Standard
Mustang 930 A		
40.00	40.00	40.00

Battlefield Bobcat Service

Standard/Overtime	Standard/Overtime	Standard/Overtime
863 H		
52.00/52.00	54.00/54.00	56.00/56.00
Auger & Sweeper		
20.00/20.00	21.00/21.00	22.00/22.00
Asphalt Planer		
40.00/40.00	42.00/42.00	44.00/44.00
Hoe Ram		
40.00/40.00	42.00/42.00	44.00/44.00

	JDR Tools & Equipment (1994) Inc.		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime
10. Gradalls	John Deere 595 Wheel Excavator		
Gradall – H300	78.00/88.00	78.00/88.00	80.00/90.00

	F & S Excavating Ltd.			JDR Tools & Equipment (1994) Inc.		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard	Standard	Standard	Standard/Overtime	Standard/Overtime	Standard/Overtime
11. Compaction Equipment	66"/VIB			Duo–Pact 60" Smooth Champion		
Smooth Drum Compactor	75.00	77.00	79.00	60.00/72.00	60.00/72.00	64.00/74.00
	47"			84" Smooth Champion		
	65.00	67.00	69.00	74.00/84.00	74.00/84.00	76.00/86.00
				84" Padfoot		
				75.00/85.00	75.00/85.00	77.00/87.00

	Cormar Contracting			Anders Contracting		
	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime	Standard/Overtime
	Super Pac 84"			Case 602		
	80.00	81.00	82.00	60.00/75.00	60.00/75.00	60.00/75.00
	Bomag 66"					
	60.00	61.00	62.00			

	G.F. Mason Excavating Ltd.		
	Standard/Overtime	Standard/Overtime	Standard/Overtime
	Hyster 72"		
	64.00/64.00	66.00/66.00	67.00/67.00

	Dig–It Contractors Limited		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime
11. Compaction Equipment			
Pad Foot Compactor – indicate	Case 602 Pd. (No Blade)		
if there is a blade attachment	55.00/55.00	57.00/57.00	59.00/59.00

NON ACTIVE LIST FOR THE CITY OF HAMILTON

	J. Chastney Leasing		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime
6. Graders			
600 D Champion	62.00/62.00	63.00/63.00	64.00/64.00

	J. Chastney Leasing		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime
7. Rubber Tire Backhoe			
John Deere 310 or equivalent	51.00/61.00	52.00/62.00	52.00/62.00

	J. Chastney Leasing		
	1998 Rate P/Hr.	1999 Rate P/Hr.	2000 Rate P/Hr.
	Standard/Overtime	Standard/Overtime	Standard/Overtime
7. Rubber Tire Backhoe		1500b – JCB	
John Deere 410 or equivalent	51.00/61.00	52.00/62.00	52.00/62.00

3.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 26

REPORT TO: J.J. Schatz
Secretary, Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works & Traffic

SUBJECT: **Forestry Section, Grid Trimming Enhancement (T&E)**

RECOMMENDATION:

(a) That the revised rates for trimming and removing trees for Hamilton Hydro as detailed in the attached Schedule "A" be approved for implementation January 1, 1999 with the revenues being used to increase the current budget allocation for tree trimming, account centre 60408.

(b) That the Commissioner of Public Works and Traffic be directed to adjust the traditional seasonal transfer of employees within the Horticultural Section to increase the term of the grid tree trimming program from the existing October 15th to April 1st format to a September 1st to April 15th format.

D. Lobo

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

During the 1998 current budget deliberations, the Committee of the Whole, deferred a Departmental expansion package of $140,000 which had been submitted as a measure to accelerate the grid tree trimming program. The deferral was made on the basis of the Department's commitment to present a proposal to improve the cycle without a levy increase.

The revised proposal has a financial and a staffing component.

From a financial perspective, the City of Hamilton provides tree trimming and removal services for Hamilton Hydro. This Department trims and removes to clear electrical services as the grid work is taking place.

The rates charged to Hamilton Hydro have not been updated since 1993. The existing rate does not recoup our costs and hence a revised rate format has been developed in conjunction with Hydro staff. The new rates are based on a range of tree sizes rather than a single flat rate.

Specifically:

The Department of Public Works and Traffic through meetings with Hamilton Hydro has defined new rates for trimming and removal of trees (see attached Schedule A) based heavily on the increase in size of the average diameter to be trimmed or removed. The City of Hamilton is currently reimbursed at a rate of $35.50 to trim any tree regardless of diameter. This will now change with the Forestry Section recovering based on 1 - 12" in diameter $34.80, 13 - 24" $52.20 and 25" or greater diameter $87.00. Funds for the removal of a tree used to be recovered based on an average 16" tree at 1/3 the cost or $135.75. The new pricing system is based on a charge of $8.00 per inch. This pricing system is still based on 1/3 the cost but will more accurately reflect the true costs of removing the tree with either a ground crew or aerial bucket truck crew.

The new rates are estimated to increase revenue in the amount of $61,800 annually. The increase in cost to Hamilton Hydro has been agreed to in principle and will be largely offset by reducing costs they are experiencing now for power outage problems associated with excessive tree growth.

From a staffing perspective it is proposed to increase the term of the grid tree trimming program by transferring our Forestry Operations trained staff within the Horticultural Section to grid work for an extended period each year.

The staffing transfer is within the Streets Division and is an extension of an existing business practice.

The essence of this recommendation is to recognize the grid trimming cycle as a priority within the Horticultural Section and to adjust the term of the grid trimming program accordingly. It is our objective to attain a six-year cycle through the adjustments.

There will not be a reduction of service in other areas. The Division has been working on an approach for the past several years, of greater migration of staff within the division to assist with sections who's work programs have seasonal variations.

The Horticultural Section has made significant improvements in this regard and will compensate for the transfer changes with greater co-ordination with Streets Districts for the season-ending cleanup of floral traffic islands.

BACKGROUND:

Over the past eight years, from 1990 to 1997, the Forestry Section has gone from a five-year grid trimming cycle to an eight-year trimming cycle. The reasons for this are many, and the consequences are detrimental to the continued health and safety of the City's urban forest.

Trees left untrimmed due to the longer grid cycle create problems in many ways. Untrimmed branches hang over sidewalks, driveways and homes; they obstruct street signs, traffic signals and streetlights and interfere with utility lines. Homeowner requests for trimming outside of the grid program have increased dramatically. At times individual requests have caused the relocation of up to 80% of staff from the regular grid trimming program, leaving 20% of staff to deal with

grid trimming pushing the program even further behind. Dead and hazardous trees go undetected for long periods of time, creating potential hazards and potential liability and claims for the City.

Reasons for the longer grid trimming cycle

1. As the grid cycle has lengthened, the trees have more time to put on growth between trim cycles. The amount needed to be trimmed and the time to trim each tree has increased substantially.

2. The existing tree population, especially those trees planted during World War I and II, when thousands of Silver Maples were planted, is ageing. This population of over 16,000 Silver Maples, as well as significant numbers of other high maintenance trees such as Tree of Heaven, Manitoba Maples, Crab-apples and Horse Chestnuts, causes a disproportionate number of complaints, investigations and remedial action. These tree species are no longer planted, nor have they been for several years.

3. Requests from citizens have increased, removing crews from the regular trimming program to deal with individual jobs. The average number of complaints for the two-year period 1995-96 was 4814 per year. This amounts to 20 calls per day and 20 investigations per day, as well as the resultant work.

4. Health and safety regulations have increased removing people from the work force in order to upgrade their safety training (First Aid, CPR, Electric Utility Safety Association Line Clearing Course, Bucket & Tree Evacuation course, Ministry of skills skidder/cutter course).

5. Other factors include aphid, elm leaf beetle and gypsy moth infestations.

6. Over the past seven years, a net (planting less removals) of 6018 trees have been planted, with no budget increases to allow for the additional trimming work these trees add. These additional trees have increased the City street tree population by 8%.

It is envisioned that the amendments to the grid program facilitated by adopting the recommendations within this report, will reduce the term of the grid cycle to a more reasonable six years.

CFE/JP/RG/rb
attachment

c.c. All Members of Council
c.c. J.G. Pavelka, Chief Administrative Officer
c.c. A. Ross, City Treasurer
c.c. B. Chrystian, Manager of Parks
c.c. J. Pook, City Horticulturist
c.c. K. Jones, Foreman I, Forestry
c.c. R. Salayko, Co-ordinator of Claims & Administrative Services
c.c. D.R. Marsales, Hamilton Hydro

Appendix "B" referred to in Section 3 of the Recommendations presented to Council dated 1998 September 8

Schedule A

New Hydro Tree Trimming Rates

Diameter	New Cost/Trim	Old Cost/trim	No. Trimmed	New Cost	Old Cost	Difference
01" - 12"	$ 34.80	$ 35.50	20	$ 696.00	$ 710.00	-$ 14.00
13" - 24"	$ 52.20	$ 35.50	61	$ 3,184.20	$ 2,165.50	$ 1,018.70
25" - >	$ 87.00	$ 35.50	27	$ 2,349.00	$ 958.50	$ 1,390.50
			108	**$ 6,229.20**	**$ 3,834.00**	**$ 2,395.20**

New Hydro Tree Removal Rates

Diameter	New Cost	Old Cost
12" Dia Tree	$ 96.00	$ 135.75
16" Dia Tree	$ 128.00	$ 135.75
20" Dia Tree	$ 160.00	$ 135.75
24" Dia Tree	$ 192.00	$ 135.75
28" Dia Tree	$ 224.00	$ 135.75
	$ 800.00	**$ 678.75**

4.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 27

REPORT TO: J.J. Schatz
Secretary, Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works & Traffic

SUBJECT: **Highway 403 Reconstruction (T&E)**

RECOMMENDATION:

That the Commissioner of Public Works and Traffic be directed to advise the Ministry of Transportation of Ontario that provision be made to keep the Aberdeen Avenue structure partially open for westbound traffic onto Highway 403 during the refurbishing of the structure scheduled for the 1999 construction season.

D. Lobo

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

None

BACKGROUND:

The Ministry of Transportation of Ontario (MTO) is proposing the following works for the section of Highway 403 from the Main/King Interchange westerly to the Mohawk Road Interchange during the 1999 construction season:

- Resurfacing of the highway.
- Extension of speed change lanes at Highway 6 on ramp (westbound) and Aberdeen Avenue off ramp (eastbound).
- Upgrading of roadside safety (guiderails etc.).
- Painting of all steel structures.
- Rehabilitation of Aberdeen Avenue structure pavement including deck waterproofing and expansion joints.
- Installation of high mast lighting from the Main/King Interchange to just west of the Railway underpass.
- Treatment of rockfall area in the escarpment crossing east of Mohawk Road.

The closures required for the proposed work include the closure of the westbound off ramp to Aberdeen Avenue for approximately six (6) weeks for painting under the Aberdeen Avenue structure. Rehabilitation of the structure itself will coincide with this work. The MTO would prefer that the Aberdeen Avenue westbound on ramp be closed for the bridge rehabilitation work but City and Regional staff recommend that provision be made to keep it partially open for westbound traffic onto Highway 403.

RPM/rb

5.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 17
File No. TEC-228-98 / Author: P. Buckle

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: No. 103 Gibson Avenue - Request for a Reserved "Permit Parking" Space for a Disabled Resident (T&E)

RECOMMENDATION:

(a) That a "Permit Parking" regulation be implemented on the west side of Gibson Avenue commencing at a point 257 feet north of Cannon Street East and extending to a point 18 feet northerly therefrom, and on the east side of Gibson Avenue, commencing at a point 279 feet north of Cannon Street East and extending to a point 17 feet northerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mrs. Ardell Gulley, No. 103 Gibson Avenue.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

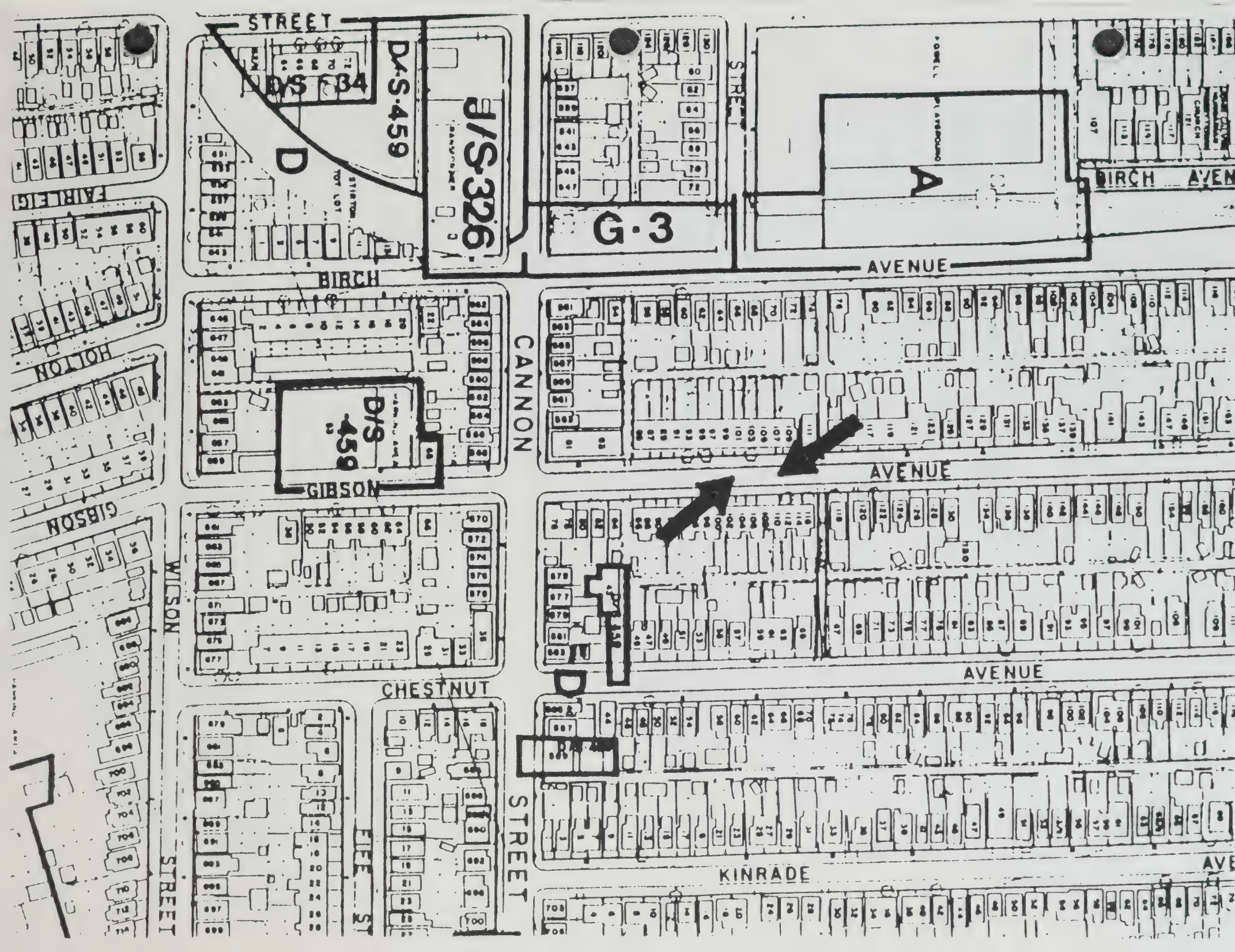
BACKGROUND:

Staff has received a request from Mr. Chris Gulley, 103 Gibson Avenue, that a reserved "Permit Parking" space be designated on both sides of the street directly in front of and accross from his home, since his wife is disabled.

Gibson has a 28 foot pavement width and, presently, there is an "Alternate Side Parking" regulation on the street in this area. In cases where an "Alternate Side Parking" regulation is in effect, it is the Department's normal practice to implement reserved "Permit Parking" on both sides of the street to provide reserved parking to the permit holder on a year round basis. Ms. Veronica Seth, 108 Gibson Avenue, advises that she has no objection to the implementation of a reserved "Permit Parking" space in front of her home for use by Mrs. Gulley. Staff is further advised, by Mr. Gulley, that neither Mr. T. McGonnegle, 101 Gibson Avenue, nor Ms. Darleen Marlow, 106 Gibsone Avenue, object to the placement of the required signs accross a portion of their frontages.

Staff has confirmed that Mrs. Gulley meets the requirements of the City Council's policy respecting reserved "Permit Parking" spaces and, therefore, concurs with Mr. Gulley's request.

CVB/MBH


STREET
D/S 434
D/S 459
D
F/S 326
G-3
A
AVENUE
BIRCH
FAIRFIELD
HOLTON
GIBSON
D/S 459
CANNON
AVENUE
WILSON
CHESTNUT
AVENUE
STREET
KINRADE

6.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 19
File No. TEC-233-98 / Author: P. Buckle

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: North side Beach Road, east of Avondale Street - Parking Regulations (T&E)

RECOMMENDATION:

That a "No Parking, 7:00 a.m. to 4:00 p.m., Monday to Saturday" regulation be implemented on the north side of Beach Road, commencing at a point 61 feet east of Avondale Street and extending to a point 97 feet easterly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

D. Lobo.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

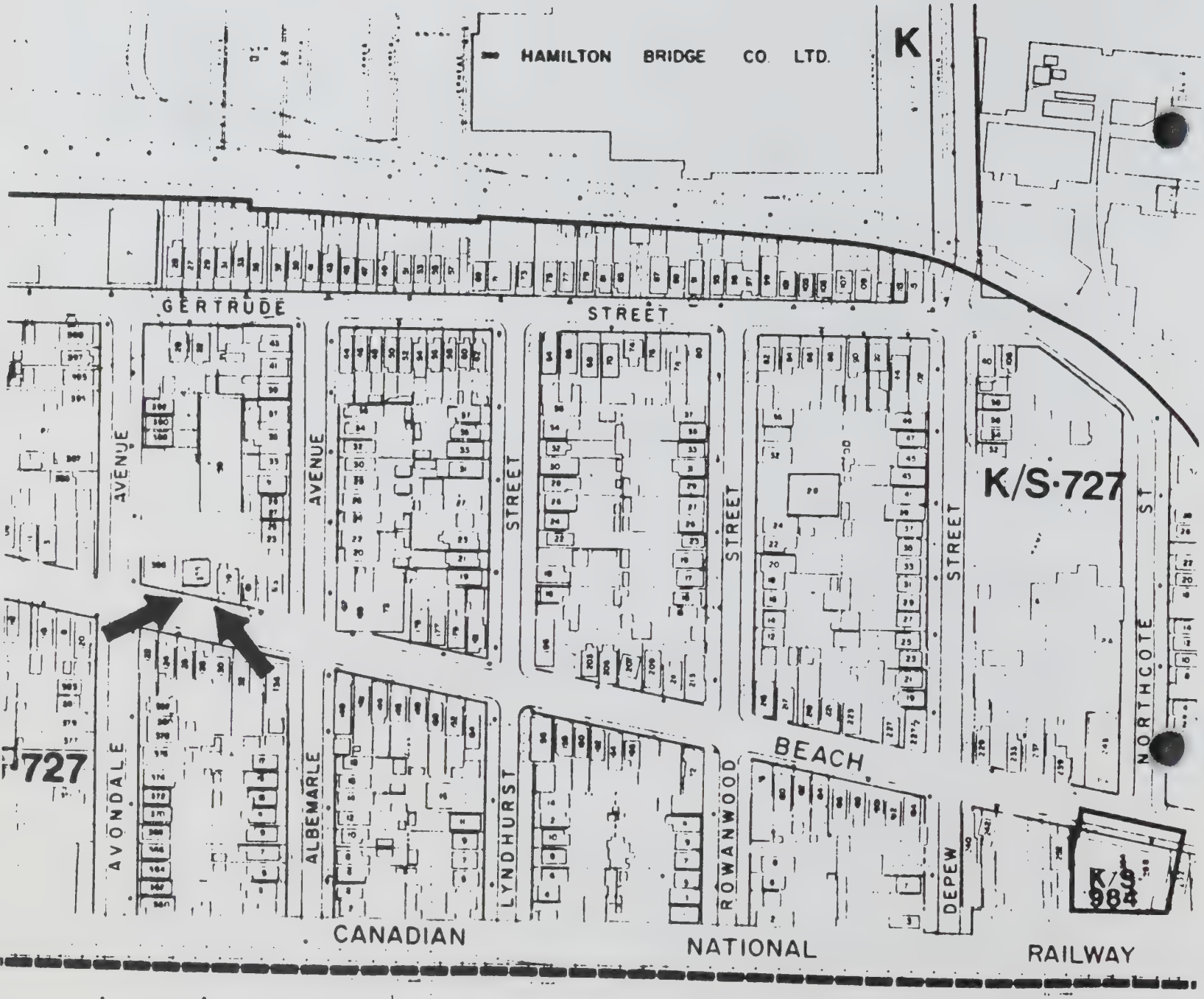
Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

Staff has received a request from Ms. Denise Ciarroni, of Central Steel Fabricators, 155 Beach Road, that a "No Parking, 7:00 a.m. to 4:00 p.m., Monday to Saturday" regulation be implemented on the north side of Beach Road, between and including the two driveways providing access to the subject property, to facilitate the turning movements of transport trucks entering and exiting the company's off-street loading bay.

Beach has a 38 foot pavement width and, at present, there is a full time "No Parking" regulation on the south side and unrestricted parking on the north side of the street in this area. The implementation of the requested regulation will result in the loss of two on-street parking spaces, however, since parking will be permitted all day on Sunday and in the evenings during the remainder of the week, staff does not anticipate any parking difficulties for area residents. An investigation has confirmed that vehicles which park between the subject driveways tend to obstruct truck access and egress and, therefore, staff concurs with the request.

CVB/MBH


HAMILTON BRIDGE CO. LTD.
K
GERTRUDE STREET
AVENUE
AVENUE
STREET
STREET
STREET
K/S-727
NORTHCOTE ST
727
AVONDALE
ALBEMARLE
LYNDHURST
ROWANWOOD
BEACH
DEPEW
K/S 984
CANADIAN NATIONAL RAILWAY
NDALE AVE.

7.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 17
File No. TEC-231-98 / Author: P. Buckle

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: No. 120 Burlington Street East - Request for a Reserved "Permit Parking" Space for a Disabled Resident (T&E)

RECOMMENDATION:

(a) That a "Permit Parking" regulation be implemented on the south side of Burlington Street East commencing at a point 121 feet east of Mary Street and extending to a point 24 feet easterly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Joseph Dawson, No. 120 Burlington Street East.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

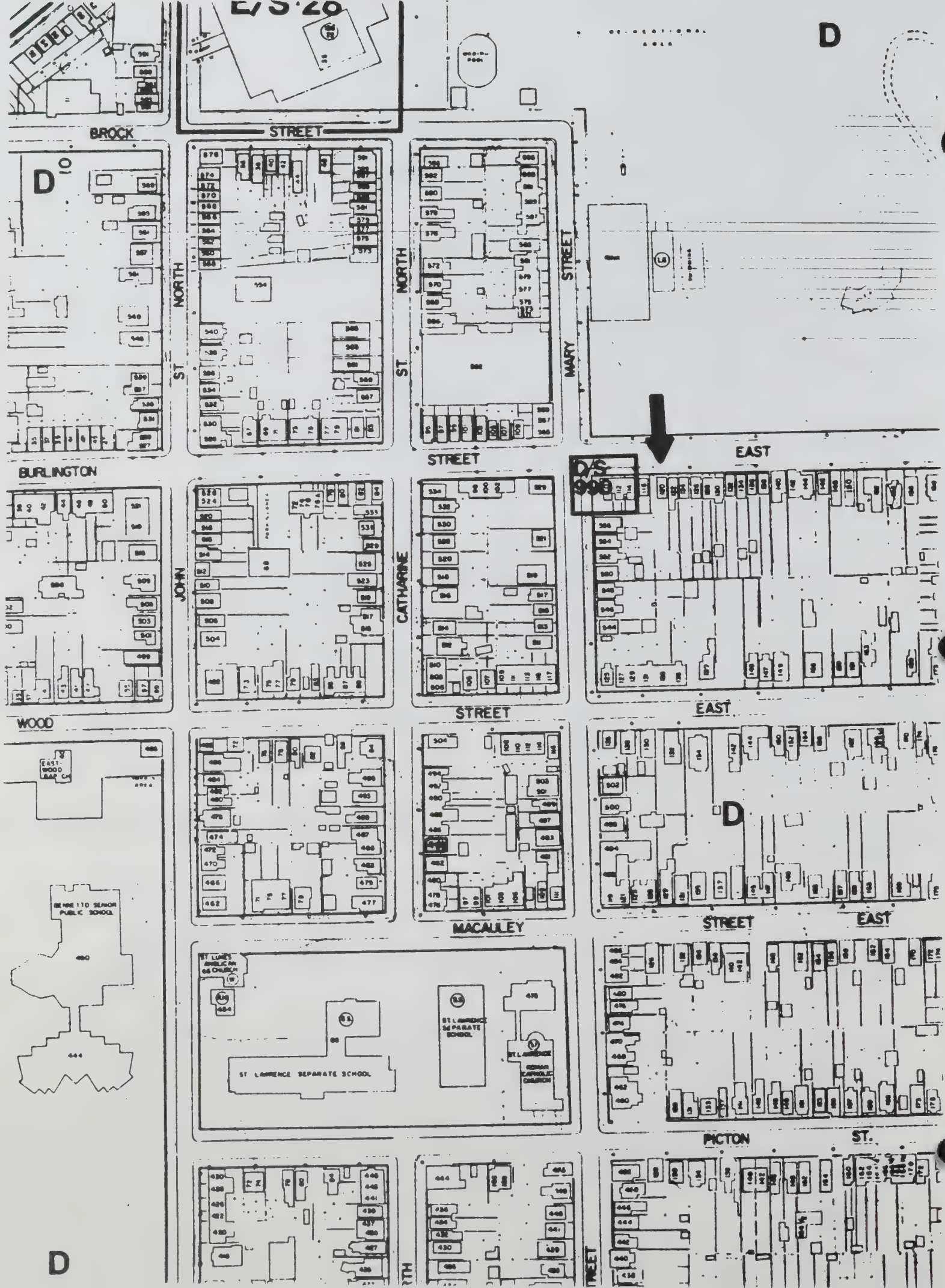
Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

Staff has received a request from Ms. Deanna Dawson, 120 Burlington Street East, that a reserved "Permit Parking" space be designated on the south side of the street directly in front of her home, since she is disabled.

Burlington has a 44 foot pavement width and, presently, there is a part-time parking prohibition to facilitate street maintenance operations on the south side and a "No Parking" regulation on the north side of the street in this block. An investigation has revealed that although there is off-street parking at the subject address, the existing driveway is too narrow for use by Ms. Dawson and cannot be widened due to the proximity of the neighbouring home. Staff has confirmed that Ms. Dawson meets the requirements of the City Council's policy respecting reserved "Permit Parking" spaces and, therefore, concurs with the request.

CVB/MBH


D
BROCK
STREET
D
NORTH
ST
NORTH
ST
STREET
MARY
STREET
EAST
BURLINGTON
JOHN
CATHARINE
STREET
EAST
WOOD
MACAULEY
D
STREET
EAST
ST. LAWRENCE SEPARATE SCHOOL
PICTON
ST.
D

8.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 13
File No. TEC-218-98 / Author: S. Russell

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: No. 128 Ontario Avenue and No. 61 Cathcart Street - Request to Relocate a Reserved "Permit Parking" Space for a Disabled Resident (T&E)

RECOMMENDATION:

(a) That the existing "Permit Parking" regulation on the west side of Ontario Avenue commencing at a point 150 feet south of Stinson Street and extending to a point 24 feet southerly therefrom be removed; and

(b) That a "Permit Parking" regulation be implemented on the east side of Cathcart Street commencing 220 feet south of Cannon Street East and extending to a point 21 feet southerly therefrom; and

(c) That the City Traffic By-law 89-72 be amended accordingly.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in the 1998 operating budget to cover the cost of relocating the subject signs.

BACKGROUND:

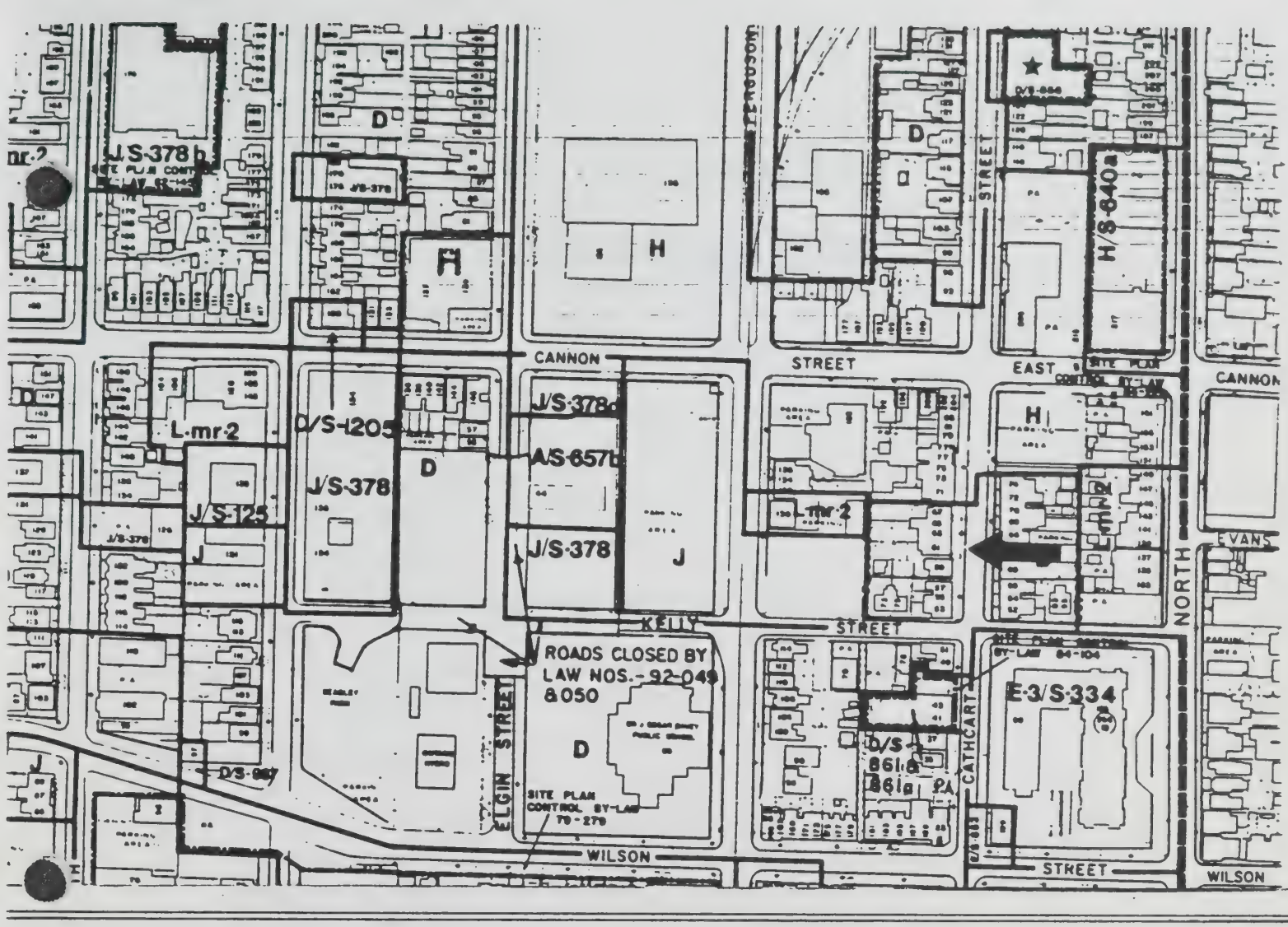
Staff has received a request from Mr. Beauchamp, 128 Ontario Avenue, that the existing "Permit Parking" regulation on the west side of Ontario directly in front of his home be removed and reinstalled in front of No. 66 Cathcart Street as he is moving. Therefore, it would be appropriate to remove the signs on Ontario.

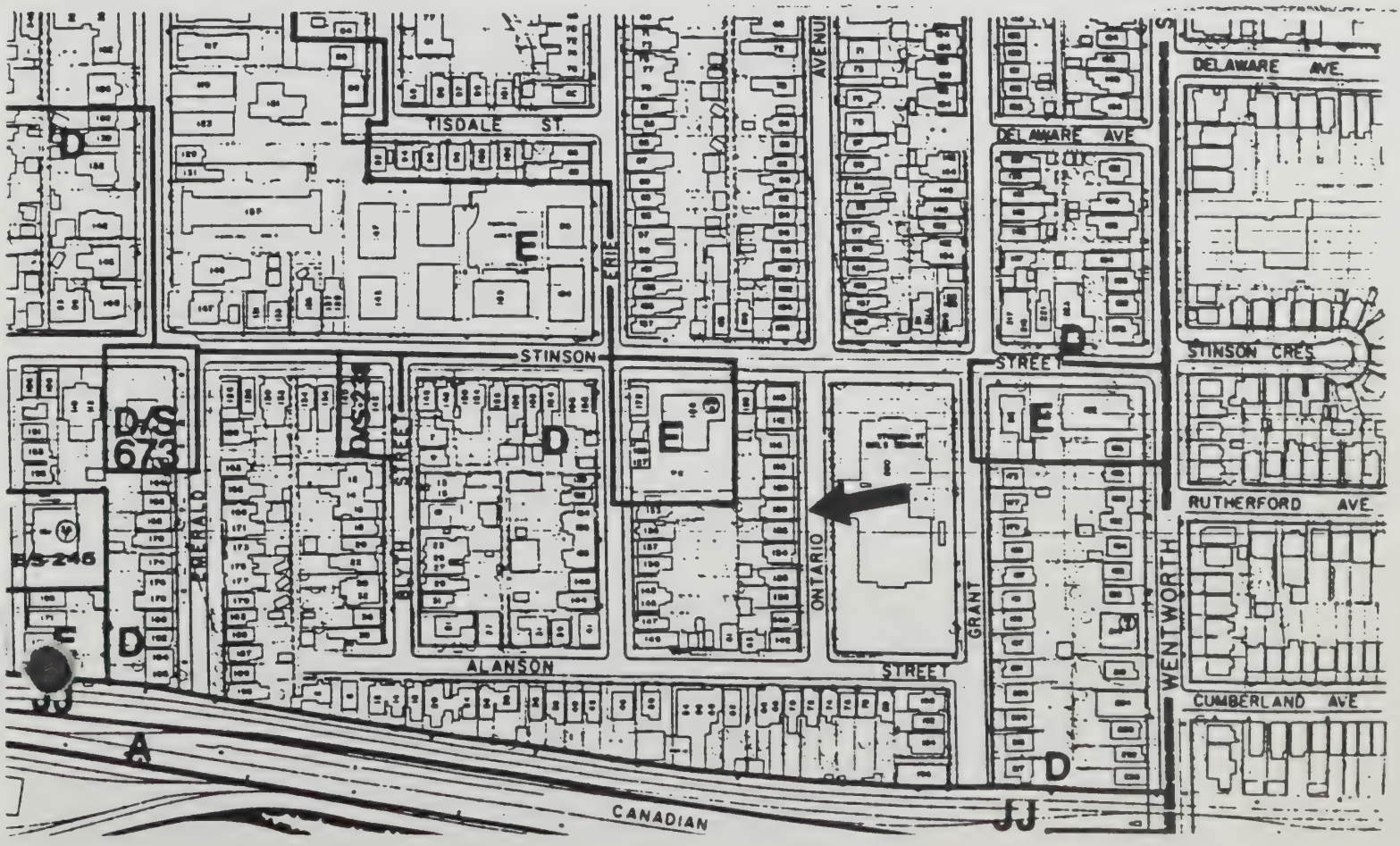
The removal of the subject regulation will restore one unrestricted on-street parking space to the west side of Ontario.

Cathcart has a 30-foot pavement width, and presently, parking is prohibited on the west side and there is a full-time "One Hour Parking Time Limit" on the east side of the street in this area. Since parking is presently prohibited on Mr. Beauchamp's side of the street, the resident of No. 66 Cathcart Street, Jim Horan, has agreed to have the necessary signs installed in front of his home for use by Mr. Beauchamp.

Staff has confirmed that Mr. Beauchamp meets the criteria respecting Council's policy for reserved "Permit Parking" spaces and therefore, concurs with the request.

CVB/MBH/kag


J/S-378b
CANNON
STREET
FERGUSON
EAST
H/S-840a
CANNON
L-mr-2
D/S-1205
J/S-378
J/S-125
J/S-378c
A/S-657b
J/S-378
KELLY
STREET
ROADS CLOSED BY LAW NOS.-92-049 & 050
ELGIN STREET
SITE PLAN CONTROL BY-LAW 79-279
WILSON
CATHCART
E-3/S-334
NORTH
EVANS
STREET
WILSON


TISDALE ST.
ERIE
AVENUE
DELAWARE AVE.
DELAWARE AVE
STINSON
STREET
STINSON CRES.
RUTHERFORD AVE.
CUMBERLAND AVE
WENTWORTH
GRANT
ONTARIO
EMERALD
STREET
ALANSON
STREET
CANADIAN

9.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 14
File No. TEC-224-98 / Author: S. Russell

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: No. 29 Clinton Street - Request for a Reserved "Permit Parking" Space for a Disabled Resident (T&E)

RECOMMENDATION:

(a) That a "Permit Parking" regulation be implemented on the north side of Clinton Street commencing at a point 60 feet west of the extended west curb line of Ruth Street and extending to a point 19 feet westerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Gino DiNarid, No. 29 Clinton Street.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

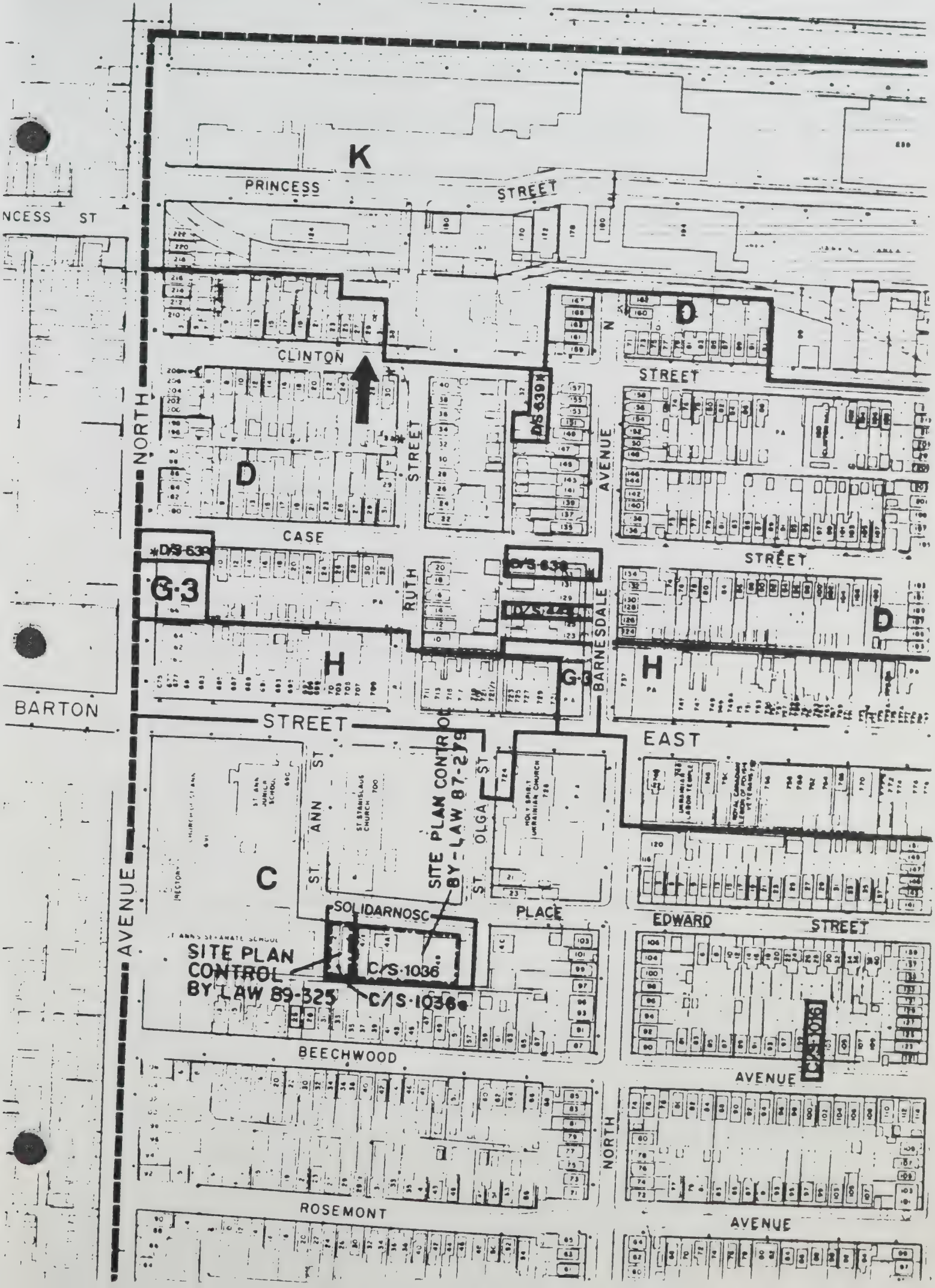
Staff has received a request from Mrs. Quinn, on behalf of Mr. Gino DiNarid, 29 Clinton Street, that a reserved "Permit Parking" space be designated on the north side of the street directly in front of Mr. DiNarid's home since he is disabled.

Clinton has a 25 foot pavement width, and presently, there is an "Alternate Side Parking" regulation in this area and, therefore, normal practice is to designate a reserved "Permit Parking" space on both sides of the street such that the applicant has a reserved parking space on a year-

round basis. However, Mr. DiNarid has advised that he requires a space on his side of the street only so as not to inconvenience other area residents. Loading and unloading may occur on the north side of the street when parking is prohibited under the existing "Alternate Side Parking" regulation.

Staff has confirmed that Mr. DiNarid meets the requirements of the City Council's policy respecting reserved "Permit Parking" spaces and, therefore, concurs with the request.

CVB/MBH/klk


K
PRINCESS STREET
NCESS ST
CLINTON STREET
NORTH AVENUE
D
D
D
D/S-639
CASE STREET
*D/S-639
G-3
RUTH
D/S-639
D/S-639
BARNESDALE AVENUE
H
H
G
BARTON STREET
EAST
ST ANN
ST OLGA
SITE PLAN CONTROL BY-LAW 87-279
C
SOLIDARNOSC PLACE
EDWARD STREET
SITE PLAN CONTROL BY-LAW 89-325
C/S-1036
C/S-1036
C/S-1036
BEECHWOOD AVENUE
NORTH
ROSEMONT AVENUE

10.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 18
File No. TEC-220-98 / Author: S. Russell

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: Apartment Building at No. 10 Ben Lomond Place - Application for a Time Limit Exemption Permit (T&E)

RECOMMENDATION:

That the Commissioner of Public Works and Traffic be authorized to issue, upon request, one Time Limit Exemption Permits to each of the first eight eligible applicants residing in the apartment building at No. 10 Ben Lomond Place.

D. Lobo

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

There is a potential for $288 in revenue each year from the sale of parking permits to residents of this building.

BACKGROUND:

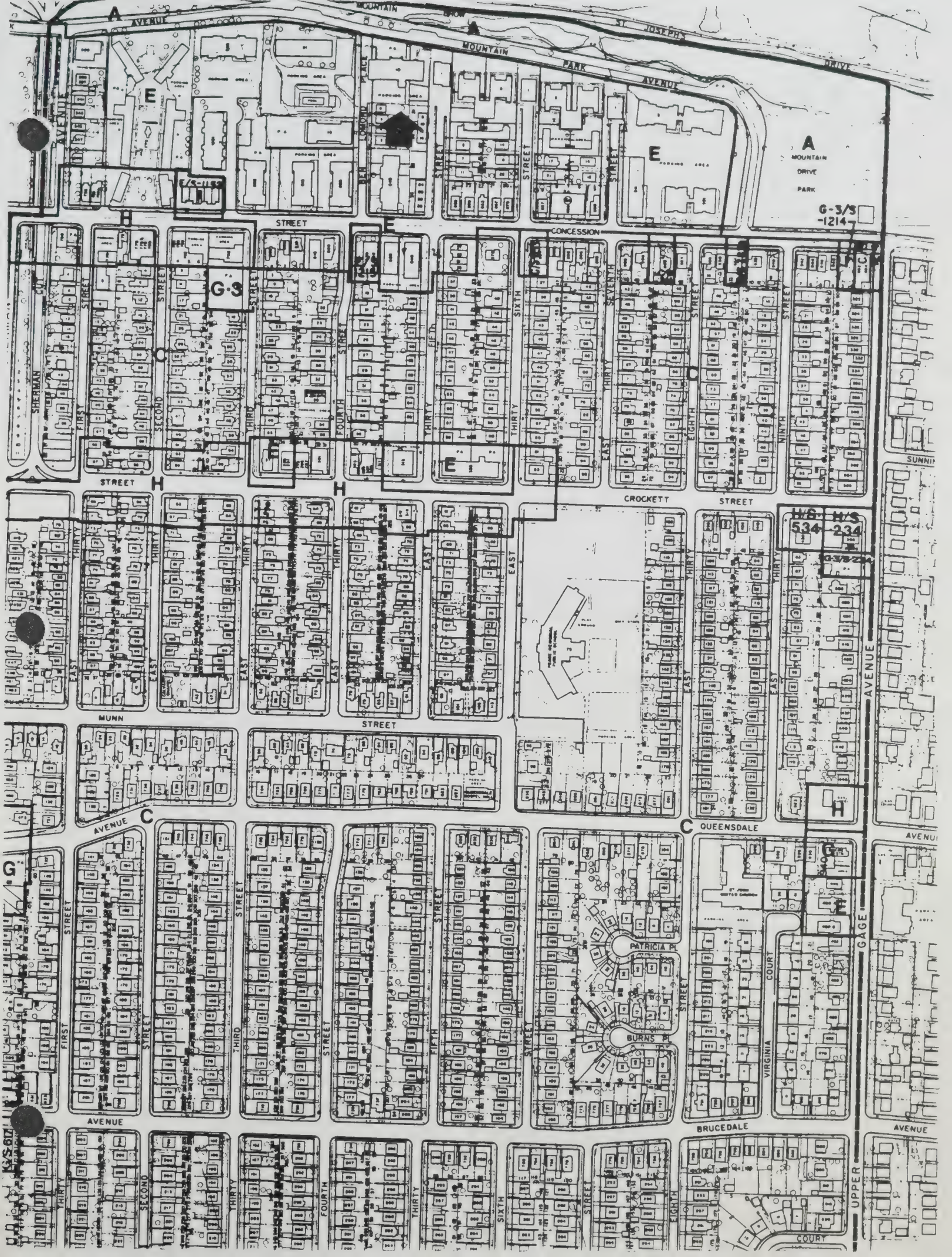
Staff has received a request from Mrs. Laura Grady, 10 Ben Lomond Place, that Time Limit Exemption Permits be issued to the residents of this building.

The subject apartment building is located at the north end of Ben Lomond, north of Concession. Mrs. Grady has advised that she wishes to park her vehicle within the existing on-street parking time limit spaces nearby. An investigation has revealed that there are 62 dwelling units within the apartment building, and that there are only 54 off-street parking spaces available on the private property.

Past practice of the Committee has established a policy that, generally, Time Limit Exemption Permits will be issued to residents of one, two or three family dwellings and to residents of apartment buildings only under exceptional circumstances.

Periodic observations reveal that streets in this area are heavily parked during the day. However, since there has only been a moderate demand for Time Limit Exemption Permits in this area, it appears that the parking is generally non-resident, short-term parking. Thus, the issuance of eight Time Limit Exemption Permits to residents of this building should not create any parking difficulties for area residents. Therefore, staff supports this request and it would be appropriate to issue a maximum of eight parking permits to the residents of this building on a "first come, first served" basis.

CVB/MBH/klk


MOUNTAIN
AVENUE
MOUNTAIN PARK AVENUE
ST. JOSEPH'S
MOUNTAIN DRIVE PARK
CONCESSION
STREET
CROCKETT STREET
MUNN AVENUE
GAGE AVENUE
UPPER GAGE AVENUE
QUEENSDALE AVENUE
BRUCEDALE AVENUE
PATRICIA PL.
BURNS PL.
VIRGINIA COURT
SHERMAN AVENUE
FIRST STREET
SECOND STREET
THIRD STREET
FOURTH STREET
FIFTH STREET
SIXTH STREET
SEVENTH STREET
EIGHTH STREET
NINTH STREET
THIRTY EAST STREET
G-3/S -1214-
H/S 534-234

11.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 14
File No. TEC-225-98 / Author: S. Russell

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: MacNab Street North between Cannon Street West and Mulberry Street - Parking Regulations (T&E)

RECOMMENDATION:

(a) That a "Permit Parking" regulation be implemented on the east side of MacNab Street North between Cannon Street West and Mulberry Street, and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to initially issue one parking permit to Nos. 134, 136, 144, 146, 148 MacNab Street North and 30 Cannon Street West and any additional permits (to a maximum of 6) on a first-come first-served basis.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs. However, there is a potential for $216 in revenue each year from the sale of parking permits which would offset the cost to some degree.

BACKGROUND:

Alderman Andrea Horwath forwarded a petition signed by representatives all nine of the residential properties abutting MacNab between Cannon and Mulberry, requesting that a "Permit Parking" regulation be implemented on the east side of the street in this block. Seven of the nine petitioners support the requested regulation and two have no opinion.

MacNab has a 30 foot pavement width, and presently, there is a fulltime "No Parking" regulation on the west side and a full-time "One Hour Parking Time Limit" regulation on the east side of the street in this block. The resident who circulated the petition has expressed concern regarding long-term non-resident parking by employees and customers of area businesses. The implementation of the requested regulation would prohibit non-resident parking and residents of the street may be entitled to purchase permits at a cost of $36.00 (plus G.S.T.) per permit each year to exempt their vehicle(s) from the "Permit Parking" regulation.

An investigation has revealed that there are six parking spaces on the east side of the street in this block. It was indicated on the petition that six permits are required by the nine abutting residential dwellings. Thus, the demand for permits does not appear to exceed the number of on-street parking spaces and since 78 percent of the abutting residents support the requested regulation, staff concurs with the request.

CVB/MBH/klk


BARTON STREET WEST
WINDSOR STREET
CAROLINE STREET
HARRIE STREET
MILL STREET
HESS STREET
SHEAFFE STREET
BAY STREET
PARK
MACNAB
COLBOURNE STREET
MULBERRY STREET
CANNON STREET WEST
CANNON STREET
VINE
YORK BOULEVARD
NAPIER
MARKET STREET
KING STREET WEST
KING STREET
GEORGE STREET
NORTH
SOUTH
LANE
RAILWAY
D/S-900
D/S-901
D/S-450
JJ/S-450
JJ/S 450
H/S-745
H/S-771
H/S-762
H/S-766
H/S-786
H/S-479
H/S-523
H/S-436
H/S-781
JJ/S 1312
CR-3/S-481
CR-3/S-777b
CR-3/S-777a
E-3/S-545
I/S-532
S 450
E/S 1206
D
H
J
L-C
CR-3
E-3
I
G-3

12

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 14
File No. TEC-223-98 / Author: S. Russell

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: No. 53 Douglas Street - Request for a Reserved "Permit Parking" Space for a Disabled Resident (T&E)

RECOMMENDATION:

(a) That a "Permit Parking" regulation be implemented on the west side of Douglas Street commencing at a point 101 feet south of Mars Avenue and extending to a point 18 feet southerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Ronald Clifford, 53 Douglas Street.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

Staff has received a request from Mr. Ronald Clifford, 53 Douglas Street, that a reserved "Permit Parking" space be designated on the west side of the street directly in front of his home since he is disabled.

Douglas has a 24 foot pavement width, and presently, there is an "Alternate Side Parking" regulation in this area and, therefore, normal practice is to designate a reserved "Permit Parking" space on both sides of the street such that the applicant has a reserved parking space on a year-round basis. However, Mr. Clifford has advised that he requires a space on his side of the street

12

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 14
File No. TEC-223-98 / Author: S. Russell

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: No. 53 Douglas Street - Request for a Reserved "Permit Parking" Space for a Disabled Resident (T&E)

RECOMMENDATION:

(a) That a "Permit Parking" regulation be implemented on the west side of Douglas Street commencing at a point 101 feet south of Mars Avenue and extending to a point 18 feet southerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Ronald Clifford, 53 Douglas Street.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

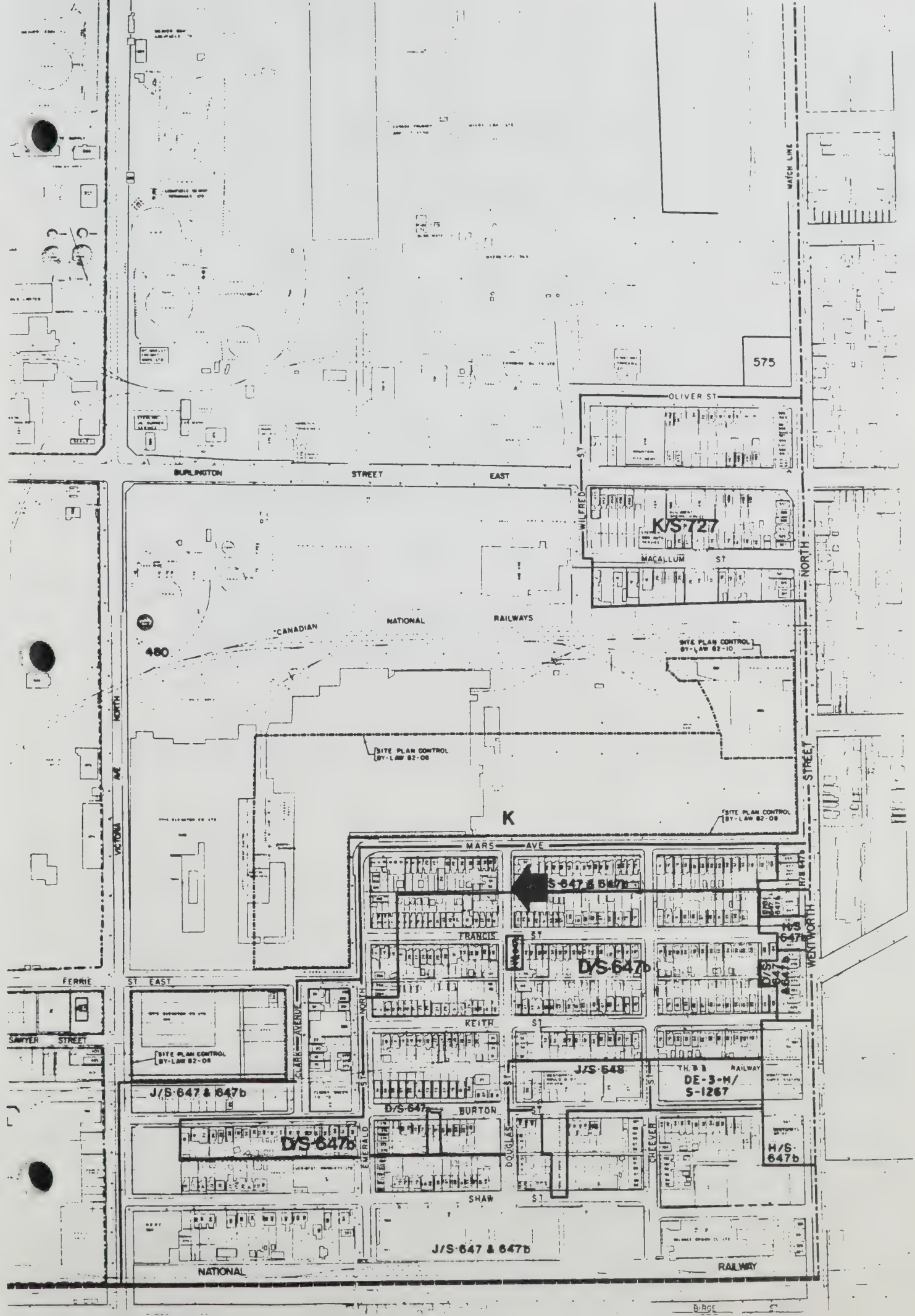
Staff has received a request from Mr. Ronald Clifford, 53 Douglas Street, that a reserved "Permit Parking" space be designated on the west side of the street directly in front of his home since he is disabled.

Douglas has a 24 foot pavement width, and presently, there is an "Alternate Side Parking" regulation in this area and, therefore, normal practice is to designate a reserved "Permit Parking" space on both sides of the street such that the applicant has a reserved parking space on a year-round basis. However, Mr. Clifford has advised that he requires a space on his side of the street

only so as not to inconvenience other area residents. Loading and unloading may occur on the west side of the street when parking is prohibited under the existing "Alternate Side Parking" regulation.

Staff has confirmed that Mr. Clifford meets the requirements of the City Council's policy respecting reserved "Permit Parking" spaces and, therefore, concurs with the request.

CVB/MBH/klk


575
OLIVER ST
BURLINGTON STREET EAST
WILFRED ST
K/S-727
MACALLUM ST
NORTH
CANADIAN NATIONAL RAILWAYS
480
SITE PLAN CONTROL BY-LAW 82-10
SITE PLAN CONTROL BY-LAW 82-08
K
MARS AVE
S-647 & 647b
FRANCIS ST
D/S-647b
KEITH ST
J/S-648
DE-3-H/ S-1267
BURTON ST
D/S-647b
H/S 647b
SHAW ST
J/S-647 & 647b
NATIONAL RAILWAY
FERRIE ST EAST
SAWYER STREET
CLARK AVENUE
EMERALD
DOUGLAS
CHEVER
VICTORIA AVE NORTH
WENTWORTH STREET NORTH
WATCH LINE

13

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 17
File No. TEC-226-98 / Author: S. Russell

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: No. 206 Hughson Street North - Request for a Reserved "Permit Parking" Space for a Disabled Resident (T&E)

RECOMMENDATION:

(a) That a "Permit Parking" regulation be implemented on the east side of Hughson Street North commencing at a point 113 feet north of Robert Street and extending to a point 18 feet northerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Robert Cadham, No. 206 Hughson Street North.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

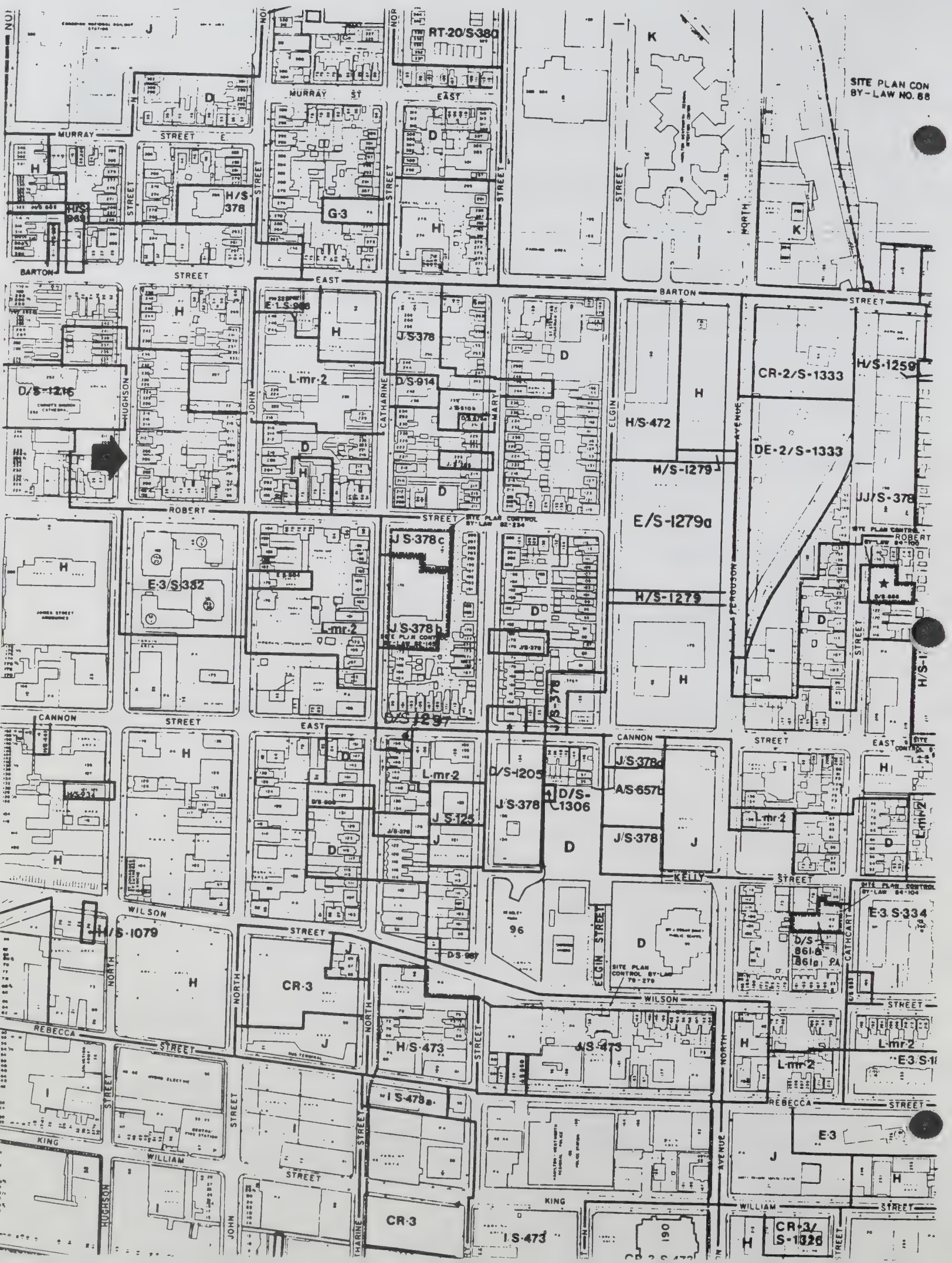
Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

Staff has received a request from Mr. Robert Cadham, 206 Hughson Street North, that a reserved "Permit Parking" space be designated on the east side of the street directly in front of his home, since he is disabled.

Hughson has a 30-foot pavement width and, at present, there is a full-time "No Parking" regulation on the west side of the street and unrestricted parking on the east side of the street, in this area. Staff has confirmed that Mr. Cadham meets the requirements of the City Council's policy respecting reserved "Permit Parking" spaces and, therefore, concurs with the request.

CVB/MBH/kag


SITE PLAN CON
BY-LAW NO. 88
RT-20/S-380
MURRAY ST
EAST
MURRAY
STREET
BARTON
STREET
EAST
BARTON
STREET
H/S-378
G-3
H/S-1259
CR-2/S-1333
DE-2/S-1333
H/S-472
H/S-1279
E/S-1279a
JJ/S-378
D/S-1216
L-mr-2
D/S-914
J/S-378
HUGHSON
JOHN
CATHARINE
MARY
ELGIN
FERGUSON
AVENUE
ROBERT
STREET
E-3/S-332
J/S-378c
J/S-378b
D/S-1257
L-mr-2
CANNON
STREET
EAST
D/S-1205
J/S-378
D/S-1306
A/S-657b
J/S-378d
J/S-378
J/S-125
L-mr-2
KELLY
STREET
WILSON
STREET
H/S-1079
NORTH
CR-3
96
D/S-987
ELGIN STREET
SITE PLAN CONTROL BY-LAW 79-279
E-3/S-334
CATHCART
b/s 861a 861a PA
WILSON
STREET
REBECCA
STREET
H/S-473
J/S-473
I/S-478
L-mr-2
E-3/S-1
REBECCA
STREET
KING
WILLIAM
STREET
HUGHSON
JOHN
CATHARINE
CR-3
I/S-473
KING
WILLIAM
STREET
CR-3/S-1326
E-3
J
H

14.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 14
File No. TEC-221-98 / Author: S. Russell

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: Cannon Street West between Caroline Street North and Hess Street North - Parking Regulations (T&E)

RECOMMENDATION:

That the existing "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation on the north side of Cannon Street West between Caroline Street North and Hess Street North be revised, such that the regulation is in effect 24 Hours a Day, Seven Days a Week, and that the City Traffic By-law 89-72 be amended accordingly.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in the 1998 operating budget to cover the cost of revising the subject signs. However, the $36 annual charge for each parking permit offsets the cost to some degree.

BACKGROUND:

Staff has received a petition signed by representatives of 11 of the 16 residential properties abutting Cannon between Caroline and Hess requesting that the existing "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation on the north side of the street be revised, such that the regulation is in effect 24 Hours a Day, Seven Days a Week. All 11 of the residents that signed the petition are in favour of extending the duration of the subject regulation.

Cannon has a 24 foot pavement width, and presently, there is a "One Hour Parking Time Limit, 8:00 a.m. to 6:00 p.m., Monday to Friday" regulation on the north side and a full-time "No Parking" regulation on the south side of the street in this block. The resident who circulated the petition has expressed concern regarding long-term non-resident parking in the evening and on weekends. Revising the existing regulation would prohibit long-term non-resident parking which occurs later in the evening and on weekends. Therefore, since 69 percent of the abutting residents are in favour of the requested regulation, staff concurs with the request.

CVB/MBH/klk


WINDSOR STREET
COLBOURNE STREET
SHEAFFE STREET
MULBERRY STREET
HARRIS STREET
MILL STREET
CANNON STREET WEST
YORK BOULEVARD
NAPIER STREET
VINE STREET
KING STREET WEST
GEORGE STREET
MAIN STREET
JJ/S-450
H/S-745
D/S-901
H/S-771
H/S-1312
H/S-731
H/S-523
CR-3/S-481
CR-3/S-777b
CR-3/S-777a
E-3/S-545
I/S-532
HI/S-1003
E-3/S-499
G-3/S-277
CR-3
E-3
HI
L-C
H
J
I
BAY STREET
CAROLINE STREET
HESS STREET
MACNAB STREET
PARK LANE
RAILWAY
NORTH
SOUTH

15.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 07
File No. TEC-215-98 / Author: S. Russell

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: No. 136 Julian Avenue - Request for a Reserved "Permit Parking" Space for a Disabled Resident (T&E)

RECOMMENDATION:

(a) That a "Permit Parking" regulation be implemented on the east side of Julian Avenue commencing at a point 102 feet north of Roxborough Avenue and extending to a point 23 feet northerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Burrows, 136 Julian Avenue.

D. Lobo

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

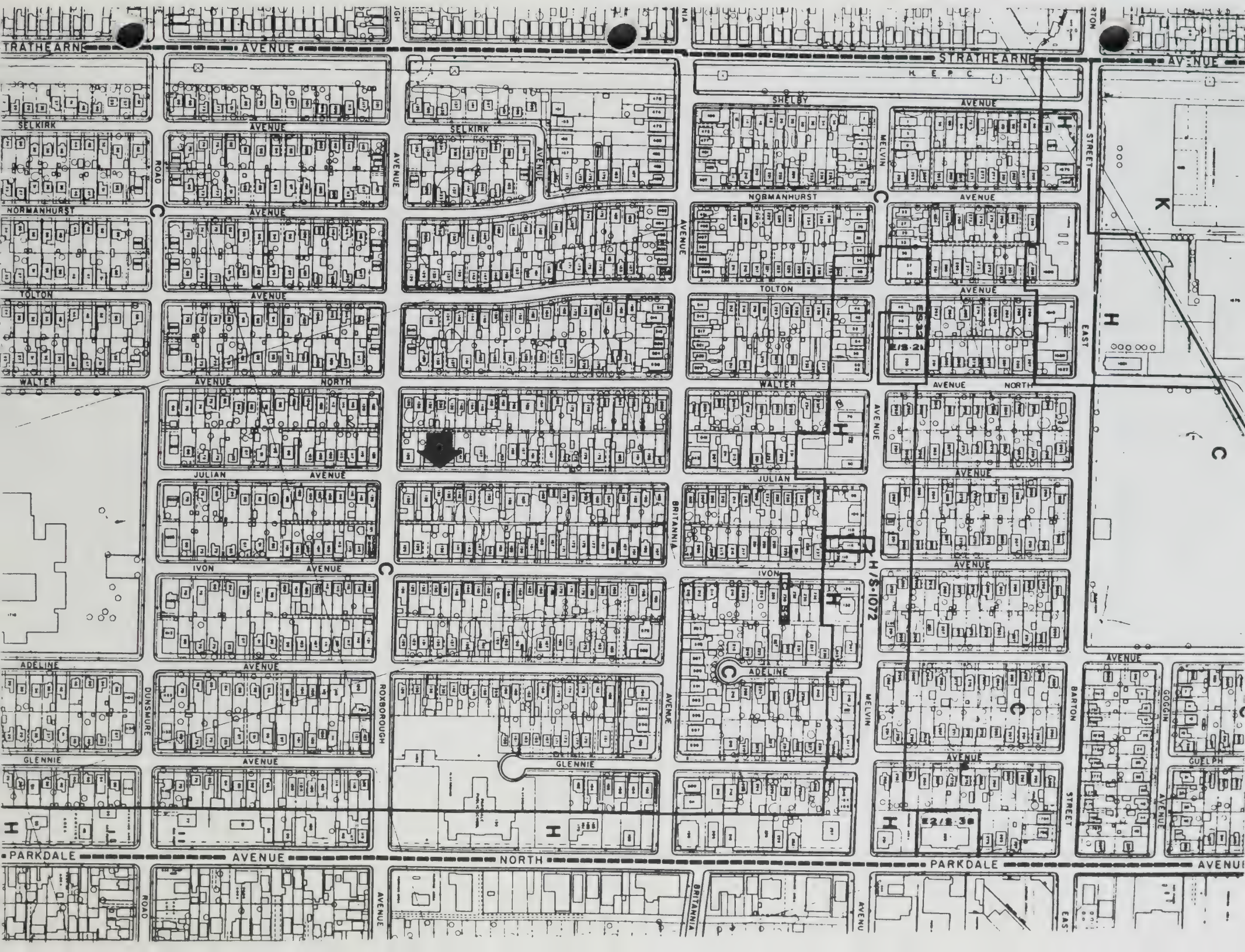
Staff has received a request from Mr. Burrows, 136 Julian Avenue, that a reserved "Permit Parking" space be designated on the east side of the street directly in front of his home since he is disabled.

Julian has a 30-foot pavement width, and presently, there is an "Alternate Side Parking" regulation in this area and, therefore, normal practice is to designate a reserved "Permit Parking" space on both sides of the street such that the applicant has a reserved parking space on a year-

round basis. However, Mr. Burrows has advised that he requires a space on his side of the street only so as not to inconvenience other area residents. Loading and unloading may occur on the east side of the street when parking is prohibited under the existing "Alternate Side Parking" regulation.

Staff has confirmed that Mr. Burrows meets the requirements of the City Council's policy respecting reserved "Permit Parking" spaces and, therefore, concurs with the request.

CVB/MBH/klk


STRATHEARN AVENUE
STRATHEARN AVENUE
H E P C
SELKIRK AVENUE
SELKIRK AVENUE
SHELBY AVENUE
MELVIN AVENUE
NORMANHURST AVENUE
NORMANHURST AVENUE
TOLTON AVENUE
TOLTON AVENUE
WALTER AVENUE NORTH
WALTER AVENUE NORTH
JULIAN AVENUE
JULIAN AVENUE
IVON AVENUE
IVON AVENUE
ADELINE AVENUE
ADELINE AVENUE
GLENNIE AVENUE
GLENNIE AVENUE
PARKDALE AVENUE NORTH
PARKDALE AVENUE
ROAD AVENUE
DUNSMURE ROAD
ROXBOROUGH AVENUE
BRITANNIA AVENUE
MELVIN AVENUE
BARTON STREET EAST
GOGGIN AVENUE
GUELPH AVENUE
EAST STREET
H/S-1072
E/S-2
E/S-3

16.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 07
File No. TEC-213-98 / Author: S. Russell

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: Market Street between Bay Street North and Caroline Street North - Parking Regulations (T&E)

RECOMMENDATION:

(a) That the existing full-time "No Parking" regulation on the south side of Market Street between Bay Street North and Caroline Street North be revised such that the regulation commences at Bay Street North and extends to a point 326 feet westerly therefrom; and

(b) That a full-time "Two Hour Parking Time Limit" regulation be implemented on the south side of Market Street commencing at Caroline Street North and extending to a point 173 feet easterly therefrom; and

(c) That the City Traffic By-law 89-72 be amended accordingly.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

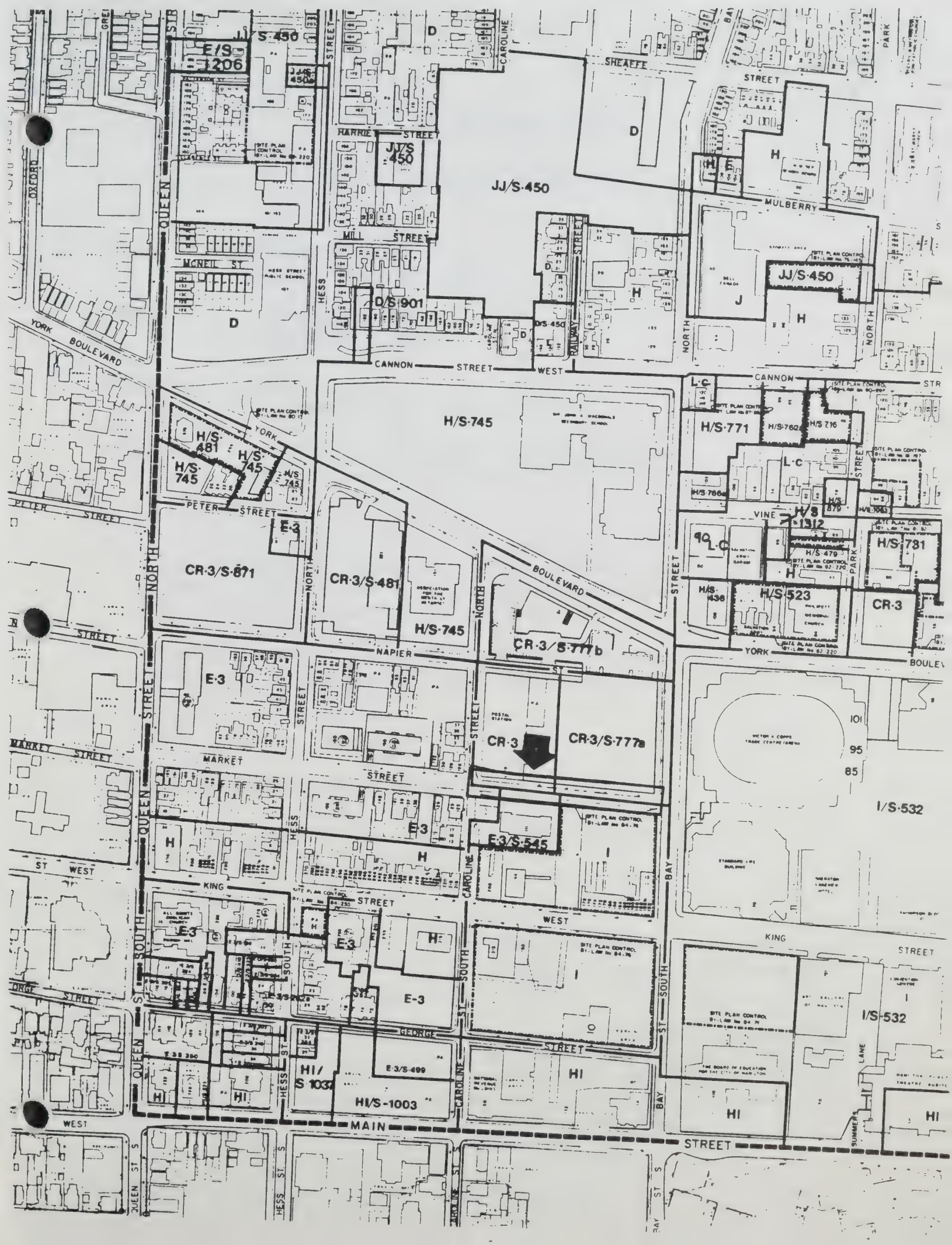
Sufficient funds have been made available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

Alderman Andrea Horwath has advised of a request from Michael Hannaford, tenant of Market Street Apartments, 111 Market Street, that the existing "No Parking" regulation on the south side of the street in front this apartment building be replaced with a time limit regulation to allow on-street parking for visitors to the building. The subject regulation was implemented several years ago, and records no longer indicate why or by whom it was requested.

Market has a 27-foot pavement width, and presently there is a full-time "No Parking" regulation on both sides of the street in this area. Staff recently contacted Mr. Brian Crowe, Superintendent of the Market Street Apartments, and was advised that he supports replacing the full-time "No Parking" regulation, in front of the building, with a full-time "Two Hour Parking Time Limit" regulation. Therefore, staff supports changing the existing regulation to allow on-street parking in this area.

CVB/MBH/kag


E/S-1206
S-450
JJ/S-450
D
H
J
O/S-901
H/S-745
H/S-481
H/S-771
H/S-762
H/S-716
H/S-766
H/S-870
H/S-1312
H/S-781
H/S-479
H/S-523
H/S-436
CR-3
CR-3/S-871
CR-3/S-481
CR-3/S-777b
CR-3/S-777a
E-3
E-3/S-545
E-3/S-499
HI/S-1032
HI/S-1003
HI
I/S-532
L-C
QUEEN STREET
CAROLINE STREET
HESS STREET
BAY STREET
JAMES STREET
MULBERRY STREET
CANNON STREET WEST
YORK BOULEVARD
PETER STREET
NAPIER STREET
MARKET STREET
KING STREET WEST
GEORGE STREET
MAIN STREET WEST
SHEAFFE STREET
HARRIET STREET
MILL STREET
MCNEIL ST.
OXFORD STREET
GREEN STREET
PARK LANE
SUMMERS LANE
NORTH SOUTH
RAILWAY
VINE
101
95
85
90

17.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 04
File No. TEC-212-98 / Author: C. van Berkel

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: Nos. 55 and 57 Biggar Avenue - Request for two Reserved "Permit Parking" Spaces for Disabled Residents (T&E)

RECOMMENDATION:

(a) That a "Permit Parking" regulation be implemented on the north side of Biggar Avenue commencing at a point 449 feet west of Lottridge Street and extending to a point 40 feet westerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mr. Gordon LeBlanc, 55 Biggar Avenue, and one parking permit to Ms. Barbara MacNair, 57 Biggar Avenue.

D. Lobo

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

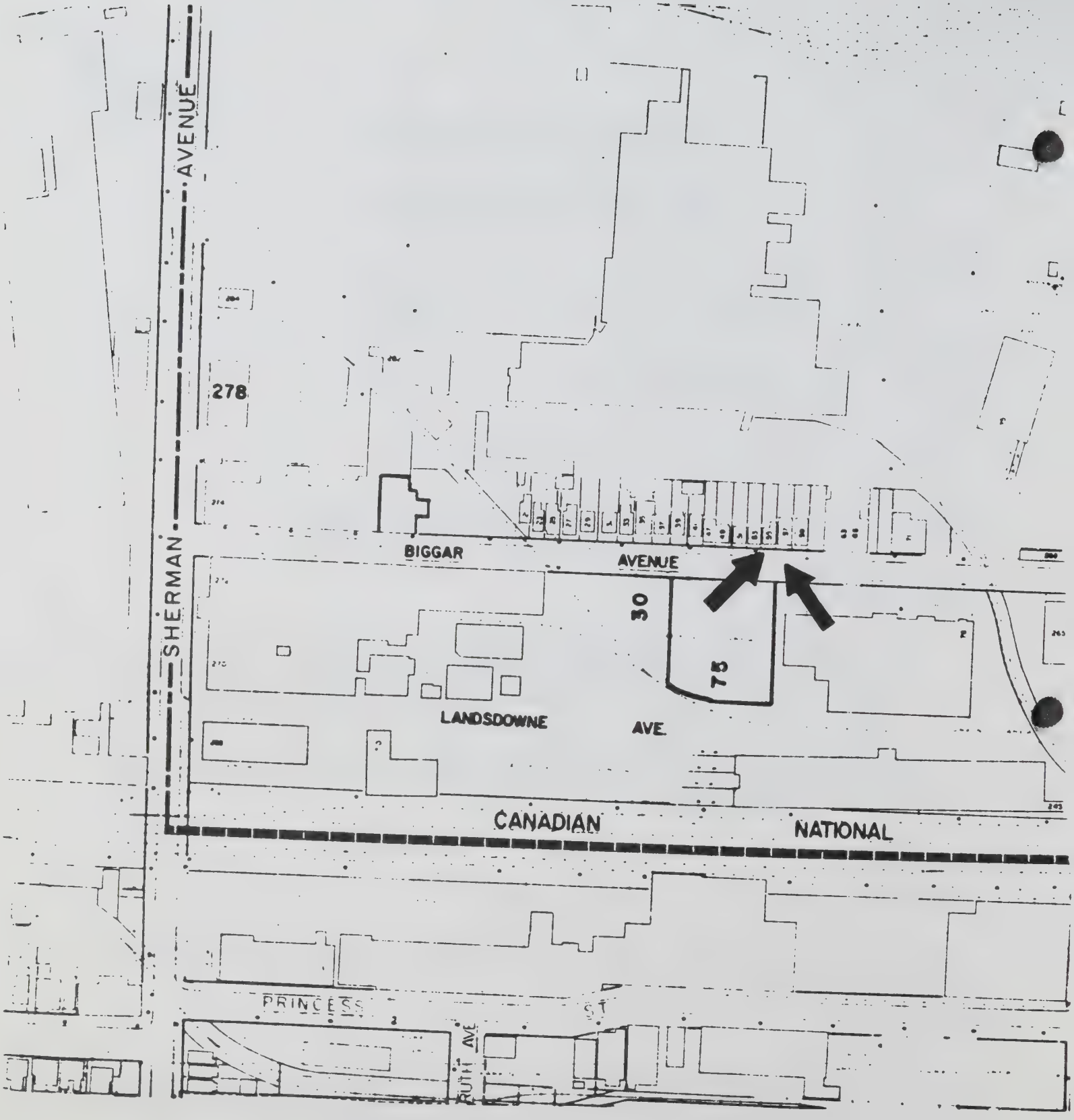
Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

Staff has received a request from both Mr. Gordon LeBlanc, 55 Biggar Avenue, and Ms. Barbara MacNair, 57 Biggar Avenue, that a reserved "Permit Parking" regulation be implemented on the north side of the street in front of their homes since they are both disabled.

Biggar has a 28-foot pavement width, and presently, there is a "Three Hour Parking Time Limit, 8:00 am to 6:00 pm, Monday to Saturday" regulation on the north side and a full-time "No Parking" regulation on the south side of the street in this block. Staff has confirmed that both Mr. LeBlanc and Ms. MacNair meet the requirements of the City Council's policy respecting reserved "Permit Parking" spaces and, therefore, concurs with their request.

MBH/kag


SHERMAN AVENUE
278
BIGGAR AVENUE
30
75
LANDSDOWNE AVE.
CANADIAN NATIONAL
PRINCESS ST
RUTH AVE

18.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 June 9
File No. TEC-207-98 / Author: S. Russell

REPORT TO: Kevin C. Christenson, Secretary
Transport and Environment Committee

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: No. 49 Munroe Street - Request for a Reserved "Permit Parking" Space for a Disabled Resident

RECOMMENDATION:

(a) That a "Permit Parking" regulation be implemented on the north side of Munroe Street commencing at a point 29 feet west of Hillyard Street and extending to a point 18 feet westerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and,

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mrs. Dorothy Hornby, 49 Munroe Street.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

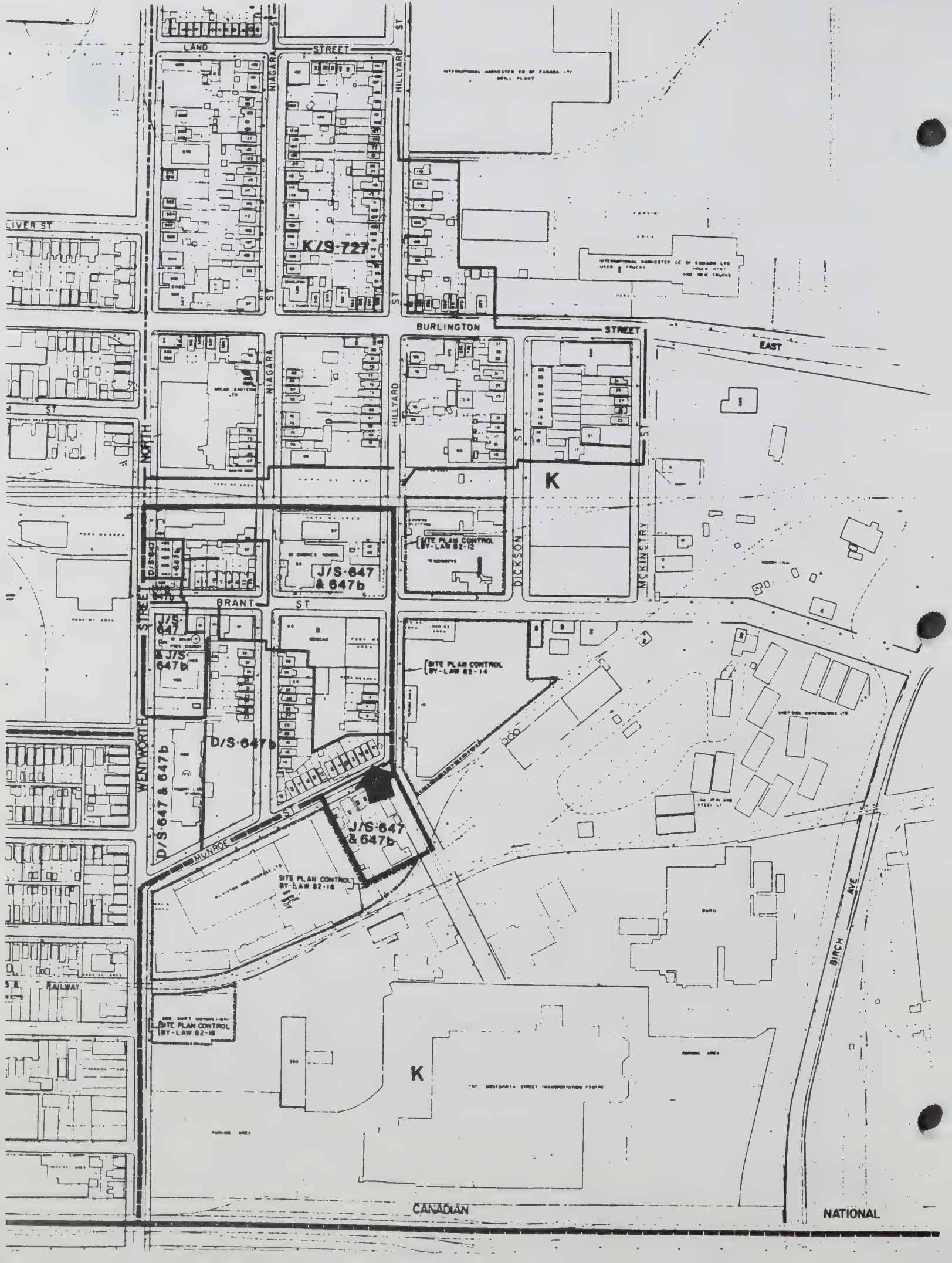
Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

Staff has received a request from Mr. Richard Hornby, 49 Munroe Street, that a reserved "Permit Parking" regulation be implemented on the north side of the street in front of his home since his wife is disabled.

Munroe has a 25-foot pavement width, and presently, there is a full-time "One Hour Parking Time Limit" regulation and part-time parking prohibition to facilitate street maintenance operations on the north side and a full-time "No Parking" regulation on the south side of the street in this block. Staff has confirmed that Mrs. Hornby meets the requirements of the City Council's policy respecting reserved "Permit Parking" spaces and, therefore, concurs with the request.

CVB/MBH/klk


LAND STREET
NIAGARA ST
HILLYARD ST
K/S-727
BURLINGTON STREET EAST
NORTH ST
K
DICKSON ST
MCKINSTRY
SITE PLAN CONTROL BY-LAW 82-12
J/S-647 & 647b
BRANT ST
WENTWORTH STREET
J/S-647
J/S-647b
D/S-647b
SITE PLAN CONTROL BY-LAW 82-14
D/S-647 & 647b
MUNROE ST
SITE PLAN CONTROL BY-LAW 82-16
BIRCH AVE
RAILWAY
CANADIAN NATIONAL

19.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 July 16
File No. TEC-204-98 / Author: C. van Berkel

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: Kings Forest Drive - Parking Regulations (T&E)

RECOMMENDATION:

That the existing "No Parking" regulation on the west side of Kings Forest Drive commencing at Nova Drive and extending to a point 68 feet northerly therefrom be extended an additional 20 feet northerly, and that the City Traffic By-law 89-72 be amended accordingly.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in the 1998 operating budget to cover the cost of relocating the subject sign.

BACKGROUND:

Alderman Bob Charters has advised of a request from Mr. Ed Dove, 209 Kings Forest Drive, that the existing "No Parking" regulation on the west side of the street opposite his home be extended one car length to the north, to better facilitate driveway movements.

Kings Forest has a 30 foot pavement width, and presently, there is unrestricted parking on both sides of the street in this area except for the subject 68 foot "No Parking" regulation immediately north of Nova. Extending this "No Parking" area by 20 feet to the north will result in a loss of only one on-street parking space but would better facilitate driveway movements for Mr. Dove, and since there is unrestricted parking on both sides of the street for the remainder of the block, staff does not anticipate any parking difficulties for area residents and concurs with the request.

CVB/MBH/klk


BROKER
DRIVE
BROW
B/S-1085
RAILWAYS
CECILIA CT.
EDITH
ELLSWORTH
KINGS
DRIVE
MOUNTAIN
FILER CT.
FOREST
FERN
PLACE
AVENUE
C
D
TILBURY CT.
DOREEN CT
BROW
A
B
DRIVE
UPPER
SEAGRAM PL.
NOVA
DRIVE
BOULEVARD
B-1
KENILWORTH
EAST
AVENUE

20.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 20
File No. TEC-235-98 / Author: S. Russell

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: No. 19 Keith Street - Request for a Reserved "Permit Parking" Space for a Disabled Resident (T&E)

RECOMMENDATION:

(a) That a "Permit Parking" regulation be implemented on the north side of Keith Street commencing at a point 116 feet east of Emerald Street North and extending to a point 18 feet easterly therefrom, and that the City Traffic By-law 89-72 be amended accordingly; and

(b) That the Commissioner of Public Works and Traffic be authorized to issue one parking permit to Mrs. Maria Botelho, 19 Keith Street.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

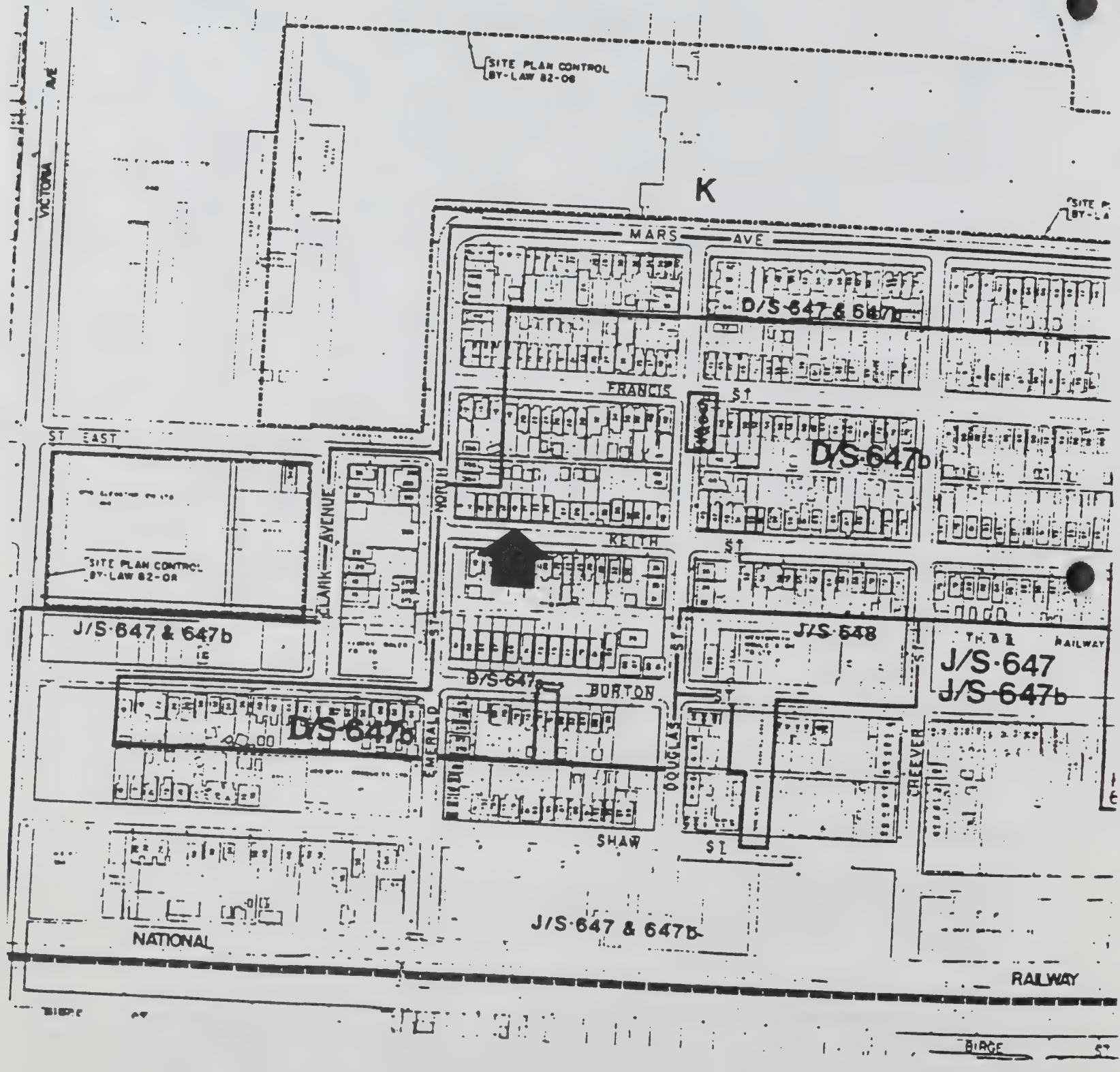
BACKGROUND:

Staff has received a request from Mrs. Botelho, 19 Keith Street, that a reserved "Permit Parking" space be designated on the north side of Keith directly in front of her home since her daughter is disabled.

Keith has a 24-foot pavement width, and presently, there is an "Alternate Side Parking" regulation in this area and, therefore, normal practice is to designate a reserved "Permit Parking" space on both sides of the street such that the applicant has a reserved parking space on a year round basis. However, Mrs. Botelho has advised that she requires the space on her side of the street only so as not to inconvenience other area residents. Loading and unloading may occur on her side of the street when parking is prohibited under the existing "Alternate Side Parking" regulation.

Staff has confirmed that Mrs. Botelho meets the City Council's policy respecting reserved "Permit Parking" spaces and therefore, staff concurs with the request.

CVB/MBH/kag


K
SITE PLAN CONTROL BY-LAW 82-06
VICTORIA AVE
MARS AVE
D/S-647 & 647b
FRANCIS ST
D/S-647b
ST EAST
SITE PLAN CONTROL BY-LAW 82-08
CLARK AVENUE
KEITH ST
J/S-647 & 647b
J/S-648
T.H.&B. RAILWAY
J/S-647
J/S-647b
D/S-647
BURTON ST
D/S-647b
EMERALD ST
DOUGLAS ST
CREEVER
SHAW ST
NATIONAL
J/S-647 & 647b
RAILWAY
BIRGE ST

21.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 20
File No. TEC-236-98 / Author: C. van Berkel

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: East side of Myrtle Avenue, south of Main Street East - Request to Remove a Loading Zone (T&E)

RECOMMENDATION:

That the existing "No Parking, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation on the east side of Myrtle Avenue commencing 167 feet south of Main Street East and extending to a point 20 feet southerly therefrom be removed, and that the City Traffic By-law 89-72 be amended accordingly.

D. Lobo

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in the 1998 operating budget to cover the cost of removing the subject signs.

BACKGROUND:

Staff has received a request from Mr. Rod Moya, 21 Myrtle Avenue, that the existing "No Parking, 8:00 a.m. to 4:00 p.m., Monday to Friday" regulation on the east side of Myrtle, south of Main, be removed.

The subject regulation was implemented in 1979 to provide a loading zone for Falla Construction, 16 Myrtle Avenue, which has since relocated. The new owners, Sparky's D.J. Service, have advised that they support the removal of the subject loading zone. Therefore, staff concurs with the request.

The removal of the subject regulation will restore one unrestricted on-street parking space.

CVB/MBH/klk

MAIN
STREET
EAST
H
E
C
A
SOUTH
AVE
DELAWARE
BURRIS
ST
FAIRLEIGH
CRES
HOLTON
MYRTLE
SANFORD
GLADSTONE
STINSON
CRESC
RUTHERFORD
WENTWORTH
STREET
CUMBERLAND
JJ

22

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 20
File No. TEC-237-98 / Author: C. van Berkel

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: No. 24 Strathcona Avenue South - Discharge of a Residential Boulevard Parking Agreement (T&E)

RECOMMENDATION:

(a) That the existing residential boulevard parking agreement registered as Instrument No. 218784CD to the property at No. 24 Strathcona Avenue South be discharged at the property owner's expense; and,

(b) That the applicant be permitted to execute a revised residential boulevard parking agreement to permit two vehicles to be parked partially on the City road allowance; and,

(c) That the City Solicitor be authorized and directed to process the documents in relation to the discharge of this agreement.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

In accordance with the present City Council policy, the property owner would be required to pay $20 to the City annually for insurance and administrative costs.

BACKGROUND:

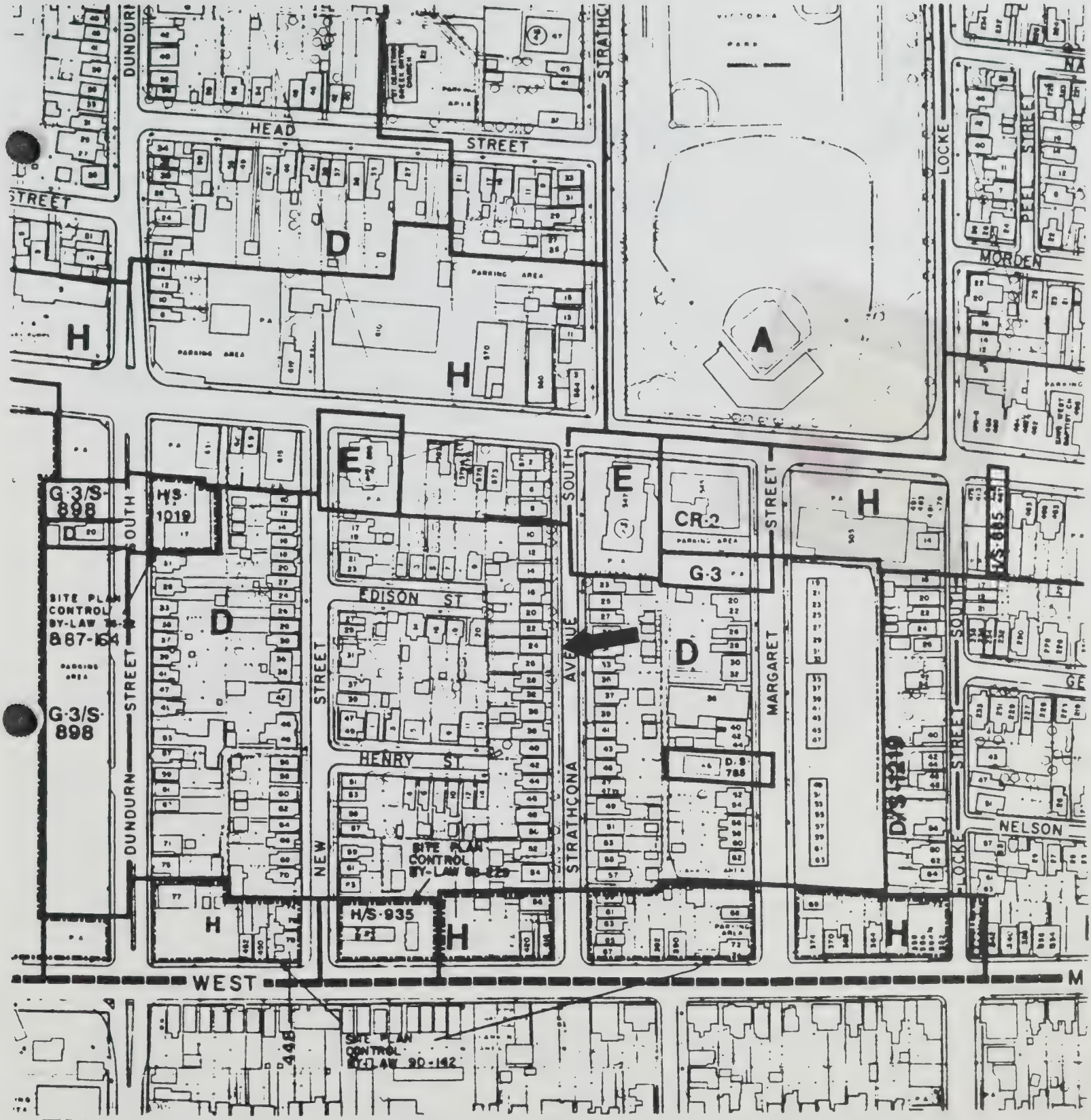
In 1982, staff approved an application by the owner of the property at No. 24 Strathcona Avenue South to allow one vehicle to be parked partially on the City boulevard in front of this single family dwelling. The agreement was completed and registered in the Land Registry Office by the owner of the property on 1982 July 07.

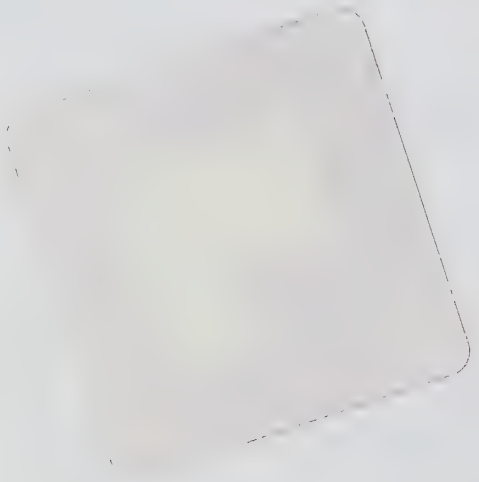
The owner of the property has now requested that the existing agreement be discharged so that a new agreement can be executed allowing for two vehicles to be parked partially on the City road allowance.

Staff confirmed that there is sufficient space in the front yard of this property to accommodate two vehicles. Therefore, staff concurs with the request.

CVB/MBH/klk

c.c. Patrice Noé Johnson, City Solicitor, Law Department


HEAD STREET
STREET
DUNDURN
STRATHC
LOCKE
PEEL STREET
MORDEN
A
D
H
E
CR-2
G-3
G-3/S-898
H/S-1019
SITE PLAN CONTROL BY-LAW 887-154
EDISON ST
HENRY ST
NEW STREET
STRATHCONA AVENUE
SOUTH
MARGARET
NELSON
H/S-935
SITE PLAN CONTROL BY-LAW 90-142
WEST



23.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 17
File No. TEC-227-98 / Author: S. Russell

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: Intersection of Acadia Drive and Supreme Drive - Intersection Control (T&E)

RECOMMENDATION:

That westbound traffic on Supreme Drive be required to stop for northbound and southbound traffic on Acadia Drive, and that the City Traffic By-law 89-72 be amended accordingly.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

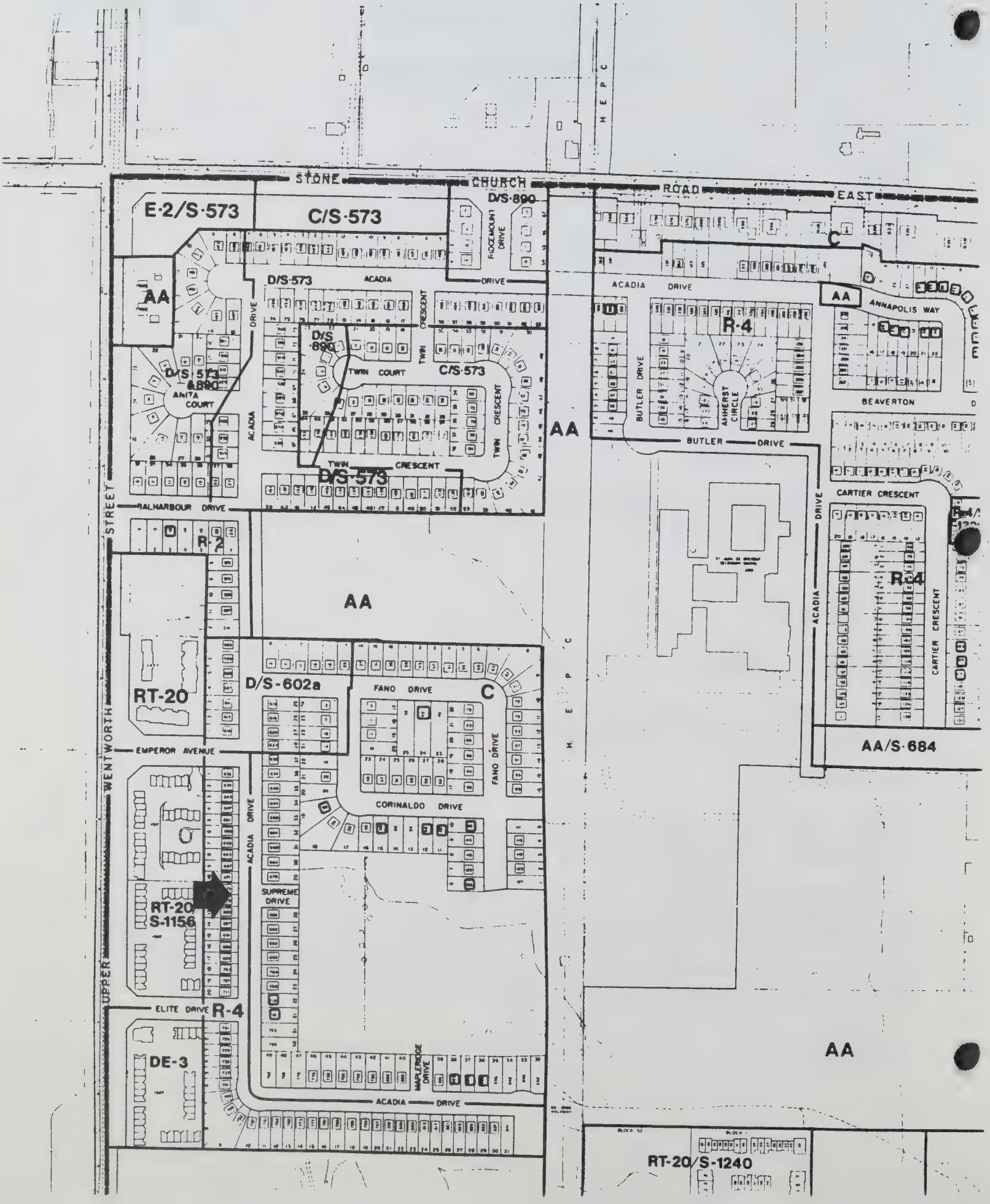
Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

Staff has received a request from Mrs. Pecyna, 687 Acadia Drive, that stop control be implemented at the intersection of Acadia and Supreme.

The subject intersection is a "T" type intersection, and presently, there are no intersection control signs. Staff supports the principle of stopping one direction of traffic at "T" type intersections in lieu of the otherwise applicable "right-hand rule" which may not be clearly understood by all motorists. Therefore, staff recommends that westbound traffic on Supreme be required to stop for northbound and southbound traffic on Acadia.

CVB/MBH/kag


STONE CHURCH ROAD EAST
E-2/S-573
C/S-573
D/S-890
FIDGEMOUNT DRIVE
AA
D/S-573
ACADIA
DRIVE
CRESCENT
D/S 890
TWIN COURT
C/S-573
D/S 573 & 890
ANITA COURT
ACADIA
TWIN CRESCENT
D/S-573
RALHARBOUR DRIVE
WENTWORTH STREET
R-2
AA
RT-20
D/S-602a
FANO DRIVE
C
FANO DRIVE
CORINALDO DRIVE
EMPEROR AVENUE
ACADIA DRIVE
SUPREME DRIVE
RT-20
S-1156
UPPER
ELITE DRIVE
R-4
DE-3
MAPLERIDGE DRIVE
ACADIA DRIVE
H E P C
ACADIA DRIVE
AA
ANNAPOLIS WAY
R-4
BUTLER DRIVE
AMHERST CIRCLE
BEAVERTON
AA
BUTLER DRIVE
CARTIER CRESCENT
ACADIA DRIVE
R-4
CARTIER CRESCENT
AA/S-684
AA
RT-20/S-1240

24.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 July 13
File No. TEC-199-98 / Author: C. van Berkel

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: Intersection of Abbot Drive and Abbot Court - Intersection Control (T&E)

RECOMMENDATION:

That westbound traffic on Abbot Drive be required to stop for northbound and southbound traffic on Abbot Drive/Abbot Court, and that the City Traffic By-law 89-72 be amended accordingly.

D. Lobo

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

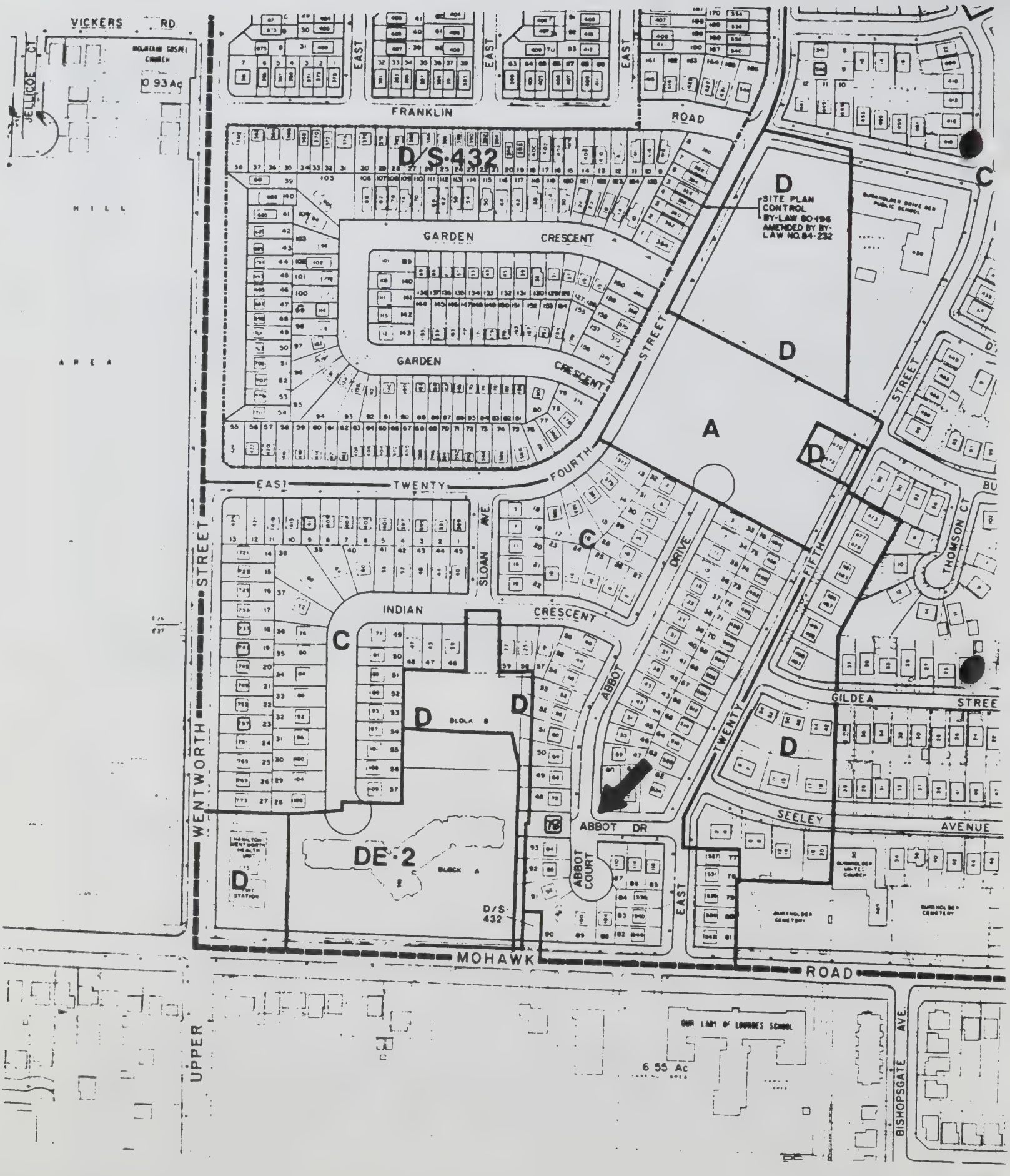
Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

Alderman Bill Kelly has advised of a request that stop control be implemented at the intersection of Abbot Drive and Abbot Court. The subject intersection is a "T" type intersection, and presently, there are no intersection control signs.

Staff supports the principle of stopping one direction of traffic at "T" type intersections in lieu of the otherwise applicable "right-hand rule" which may not be clearly understood by all motorists. Therefore, staff concurs with the request and recommends that westbound traffic on Abbot Drive be required to stop for northbound and southbound traffic on Abbot Drive/Abbot Court.

CVB/MBH/klk


VICKERS RD
JELLICOE CT
0 93 Ac
EAST
FRANKLIN
ROAD
D/S-432
GARDEN CRESCENT
GARDEN CRESCENT
SITE PLAN CONTROL BY-LAW 80-196 AMENDED BY BY-LAW NO. 84-232
STREET
FOURTH
EAST TWENTY
SLOAN AVE
INDIAN CRESCENT
DRIVE
FIFTH
THOMSON CT
WENTWORTH STREET
ABBOT
TWENTY
GILDEA STREE
SEELEY AVENUE
ABBOT DR
ABBOT COURT
DE-2
BLOCK A
BLOCK B
D/S 432
MOHAWK ROAD
UPPER
OUR LADY OF LOURDES SCHOOL
6 55 Ac
BISHOPSGATE AVE

25.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 04
File No. TEC-214-98 / Author: C. van Berkel

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: Intersection of Frederick Avenue and Campbell Avenue - Intersection Control (T&E)

RECOMMENDATION:

That all-way stop control be implemented at the intersection of Frederick Avenue and Campbell Avenue, and that the City Traffic By-law 89-72 be amended accordingly.

D. Lobo

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

Alderman Dave Wilson and Alderman Geraldine Copps have both advised of requests that all-way stop control be implemented at the intersection of Frederick and Campbell.

The subject intersection is a four-leg intersection, and presently, eastbound and westbound traffic on Campbell is required to stop for southbound traffic on Frederick which is a one-way street. Records indicate that there have been five reported collisions at this intersection in the past seven years. The most recent collision resulted in the fatality of a young boy who, while riding his bicycle, disobeyed the existing stop signs on Campbell and was struck by a southbound motorist on Frederick.

Staff has concluded that the intersection meets at least one of the criteria respecting the use of all-direction stop control since it is an intersection of two collector streets. Therefore, staff concurs with the request.

CVB/MBH/klk


BARTON STREET EAST
ARGYLE AVE
AVE
FRASER AVE
AGNES ST
NORMAN ST
CAMPBELL AVENUE
ONE-WAY AVENUE
ELLIS AVE
ROBINS AVE
BRITANNIA AVE
D/S 1005
CANNON STREET
ST N
FREDERICK
EAST
QUEEN MARY PUBLIC SCHOOL

26.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 13
File No. TEC-217-98 / Author: S. Russell

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: Intersection of Polaris Court and Vineburg Drive - Intersection Control (T&E)

RECOMMENDATION:

That northbound traffic on Polaris Court be required to stop for eastbound and westbound traffic on Vineburg Drive, and that the City Traffic By-law 89-72 be amended accordingly.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

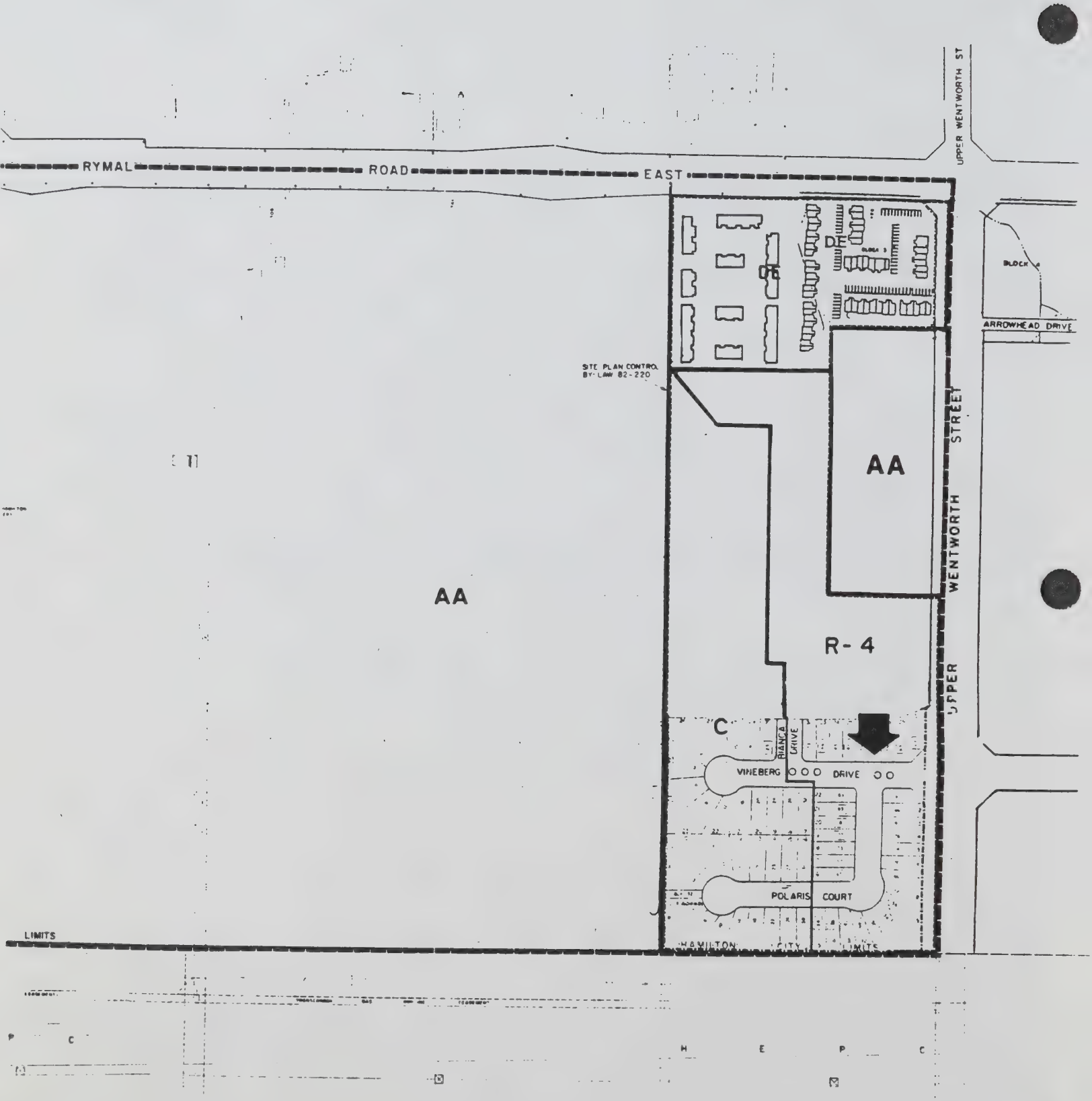
Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

Staff has received a request from Ms. Joanne Walker, 23 Vineburg Court, that stop control be implemented at the intersection of Polaris and Vineburg.

The subject intersection is a "T" type intersection, and presently, there are no intersection control signs. Staff supports the principle of stopping one direction of traffic at "T" type intersections in lieu of the otherwise applicable "right-hand rule" which may not be clearly understood by all motorists. Therefore, staff recommends that northbound traffic on Polaris be required to stop for eastbound and westbound traffic on Vineburg.

CVB/MBH/kag


RYMAL ROAD EAST
UPPER WENTWORTH ST
ARROWHEAD DRIVE
BLOCK
SITE PLAN CONTROL BY-LAW 82-220
AA
AA
R-4
C
UPPER WENTWORTH STREET
BIANCA DRIVE
VINEBERG DRIVE
POLARIS COURT
LIMITS
HAMILTON CITY LIMITS

27.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 19
File No. TEC-234-98 / Author: G. Corsini

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: Parking for Services in Kind - Opera Hamilton (T&E)

RECOMMENDATION:

That in accordance with the current City Council policy respecting "Parking for Services in Kind" the request of Opera Hamilton to provide four (4) season tickets packages ($956 value) in exchange for 225 evening passes ($956 value) at the Convention Centre Parking Facility for the 1998/99 season be approved.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Discontinuing the former practice of purchasing advertising for Opera Hamilton will result in a savings of $3,200 in the 1998 current budget.

BACKGROUND:

Staff has received a request from Opera Hamilton for complimentary Convention Centre Parking passes for their Directors' Circle patrons. In addition, Parking Services staff was asked to consider a full page colour ad ($3,200 value) per previous advertising practices with Opera Hamilton.

Staff is of the opinion that the advertising of the Convention Centre Parking Garage has little, if any, value, and the City Council, on 1998 June 30, approved a recommendation to discontinue the practice of purchasing advertising for community events. However, Opera Hamilton and Parking Services staff have mutually agreed to exchange evening parking for the Directors' Circle during Opera events only, for four (4) season tickets packages.

GC/MBH/kag

28.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 July 14
File No. TEC-206-98 / Author: S. Russell

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: No. 661 Wilson Street - Request to Remove a Wheelchair Loading Zone (T&E)

RECOMMENDATION:

That the existing "No Stopping, "Wheelchair Loading Zone, 10:00 a.m. to 4:00 p.m., Monday to Friday" regulation on the east side of Gibson Avenue commencing at a point 32 feet north of Wilson Street and extending to a point 25 feet northerly therefrom be removed, and that the City Traffic By-law 89-72 be amended accordingly.

D. Lobo

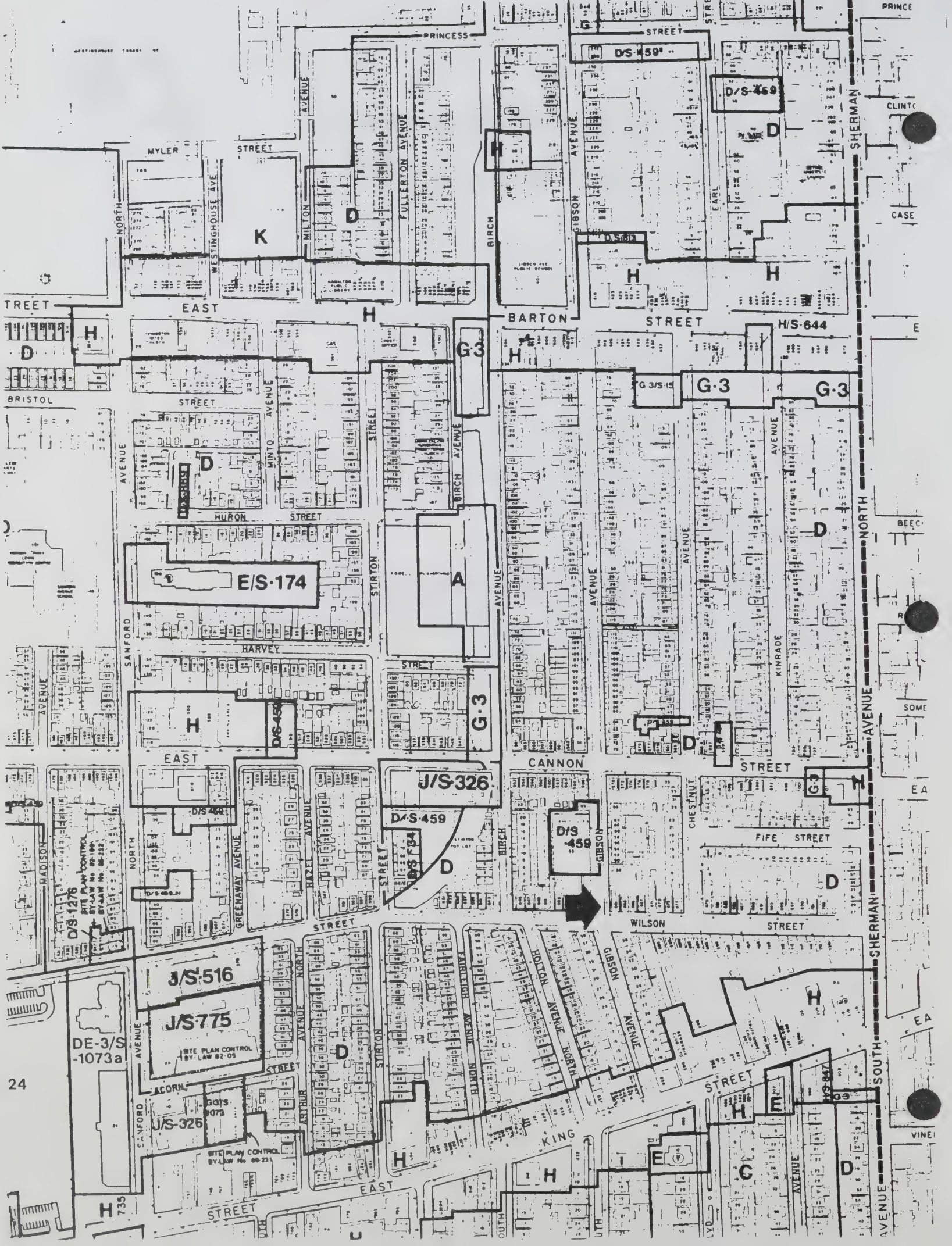
FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in the 1998 operating budget to cover the cost of removing the subject signs.

BACKGROUND:

Staff has received a request from an area resident that the existing "No Stopping, "Wheelchair Loading Zone, 10:00 a.m. to 4:00 p.m., Monday to Friday" regulation on the east side of Gibson, north of Wilson, be removed as the resident that required the regulation has moved. Staff has confirmed that Mrs. Leona Johnson has moved and, therefore, it would be appropriate to remove the signs. The removal of the subject regulation will restore one on-street parking space to the east side of the street which is presently controlled by an "Alternate Side Parking" regulation.

CVB/MBH/klk


PRINCESS STREET
D/S-459
D/S-459
MYLER STREET
NORTH WESTINGHOUSE AVE
MILTON AVENUE
FULLERTON AVENUE
BIRCH AVENUE
GIBSON AVENUE
EARL
SHERMAN AVENUE NORTH
CLINTO
CASE
K
D
H
H
H
H
EAST BARTON STREET
H/S-644
G3
G 3/S-15
G-3
G-3
BRISTOL STREET
MINTO AVENUE
STREET
BIRCH AVENUE
AVENUE
AVENUE
AVENUE
KINRADE AVENUE
BEEC
HURON STREET
E/S-174
STIRTON AVENUE
A
SANFORD AVENUE
HARVEY STREET
H
D/S-459
G-3
EAST CANNON STREET
J/S-326
D/S-459
D/S-459
D/S-459
GREENAWAY AVENUE
HAZEL AVENUE
NORTH STREET
MADISON AVENUE
D/S-1276
SITE PLAN CONTROL BY-LAW No 86-184 BY-LAW No 86-332
CHESTNUT
FIFE STREET
WILSON STREET
SHERMAN AVENUE SOUTH
J/S-516
J/S-775
SITE PLAN CONTROL BY-LAW 82-05
DE-3/S-1073a
ACORN STREET
SANFORD AVENUE NORTH
ARTHUR STREET
STIRTON AVENUE
J/S-326
SITE PLAN CONTROL BY-LAW No 86-231
HOLTON AVENUE NORTH
GIBSON AVENUE NORTH
KING STREET EAST
H
H
H
E
C
D
H
735
24

29.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 July 20
File No. TEC-208-98 / Author: S. Russell

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: Welcome Inn Community Centre and Church, No. 40 Wood Street East - Request for a Wheelchair Loading Zone

RECOMMENDATION:

That a "Wheelchair Loading Zone, 9:00 a.m. to 9:00 p.m., seven days a week" regulation be implemented on the south side of Wood Street East commencing at a point 125 feet east of Hughson Street North and extending to a point 34 feet easterly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

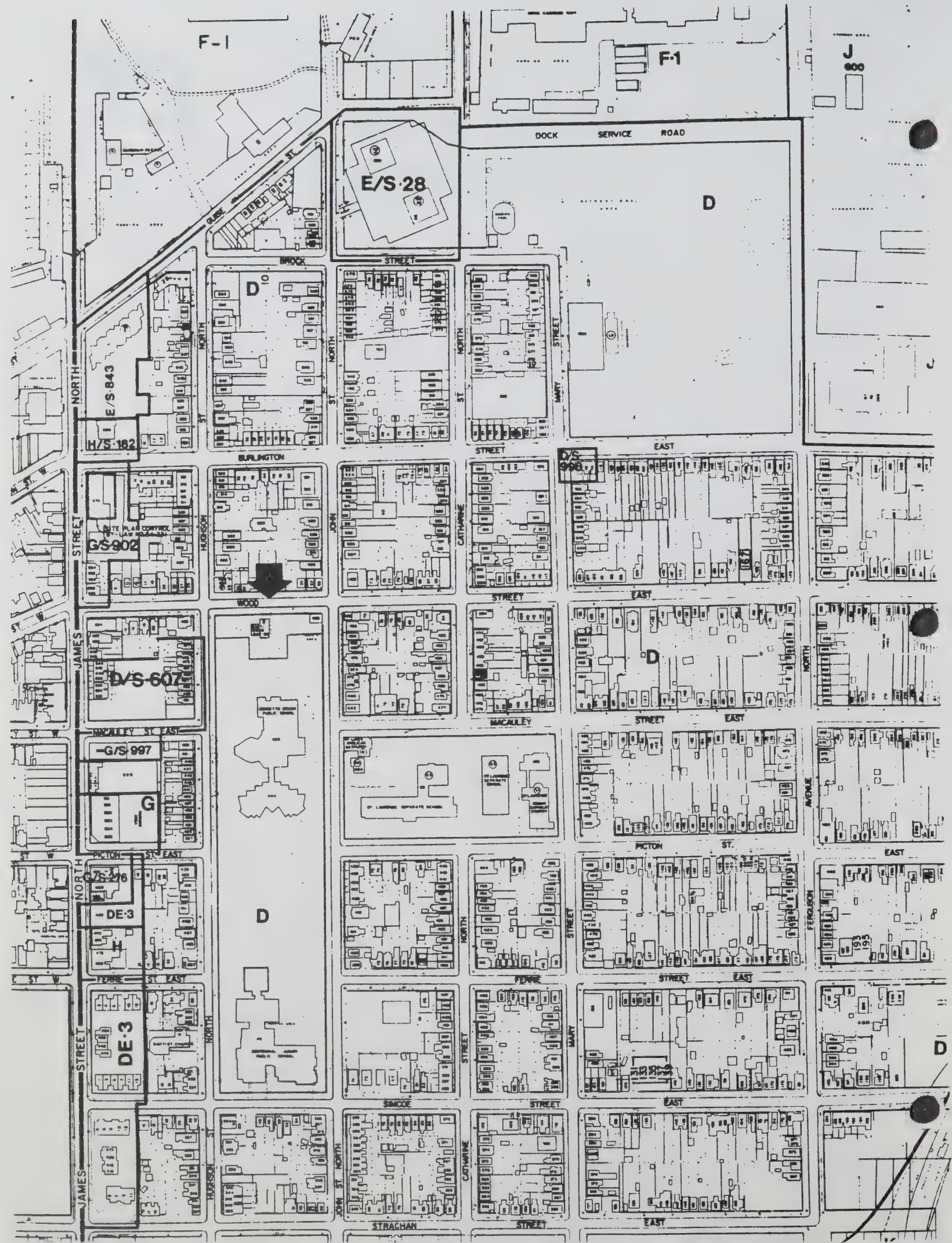
Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

Staff has received a request from Ruth Martin, Program Administrator, Welcome Inn Community Centre and Church, 40 Wood Street East, that a "Wheelchair Loading Zone, 9:00 a.m. to 9:00 p.m, seven days a week" regulation be implemented on the south side of Wood in front of the church.

Wood has a 25-foot pavement width, and presently, there is unrestricted parking on both sides of the street in this area. The implementation of the requested regulation would result in the loss of one legal on-street parking space directly in front of the church. However, the applicant has agreed to limit the hours of the regulation such that parking may occur after 9:00 p.m. Therefore, staff concurs with the request.

CVB/MBH/kag


F-1
F-1
J
DOCK SERVICE ROAD
E/S-28
D
D
E/S-843
H/S-182
G/S-902
D/S-607
G/S-997
G
G/S-276
DE-3
H
DE-3
D
D/S-998
D
D
D
NORTH STREET
JAMES STREET
BROCK STREET
BURLINGTON STREET
WOOD
MACAULEY ST. EAST
PICTON ST. EAST
FERRIE ST. EAST
SIMCOE STREET
STRACHAN STREET
HUDSON ST
JOHN ST NORTH
CATHARINE STREET
MARY STREET
EAST
MACAULEY STREET EAST
PICTON ST. EAST
FERRIE STREET EAST
SIMCOE STREET EAST
STRACHAN STREET EAST
FERGUSON AVENUE
193
195

CITY OF HAMILTON

- RECOMMENDATION -

30.

DATE: 1998 July 29
File No. TEC-211-98 / Author: C. van Berkel

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: No. 26 Primrose Avenue - Request for a Wheelchair Loading Zone (T&E)

RECOMMENDATION:

That a full-time "Wheelchair Loading Zone" be implemented on the south side of Primrose Avenue commencing 17 feet west of the extended east curb line of Avondale Street and extending to a point 18 feet westerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

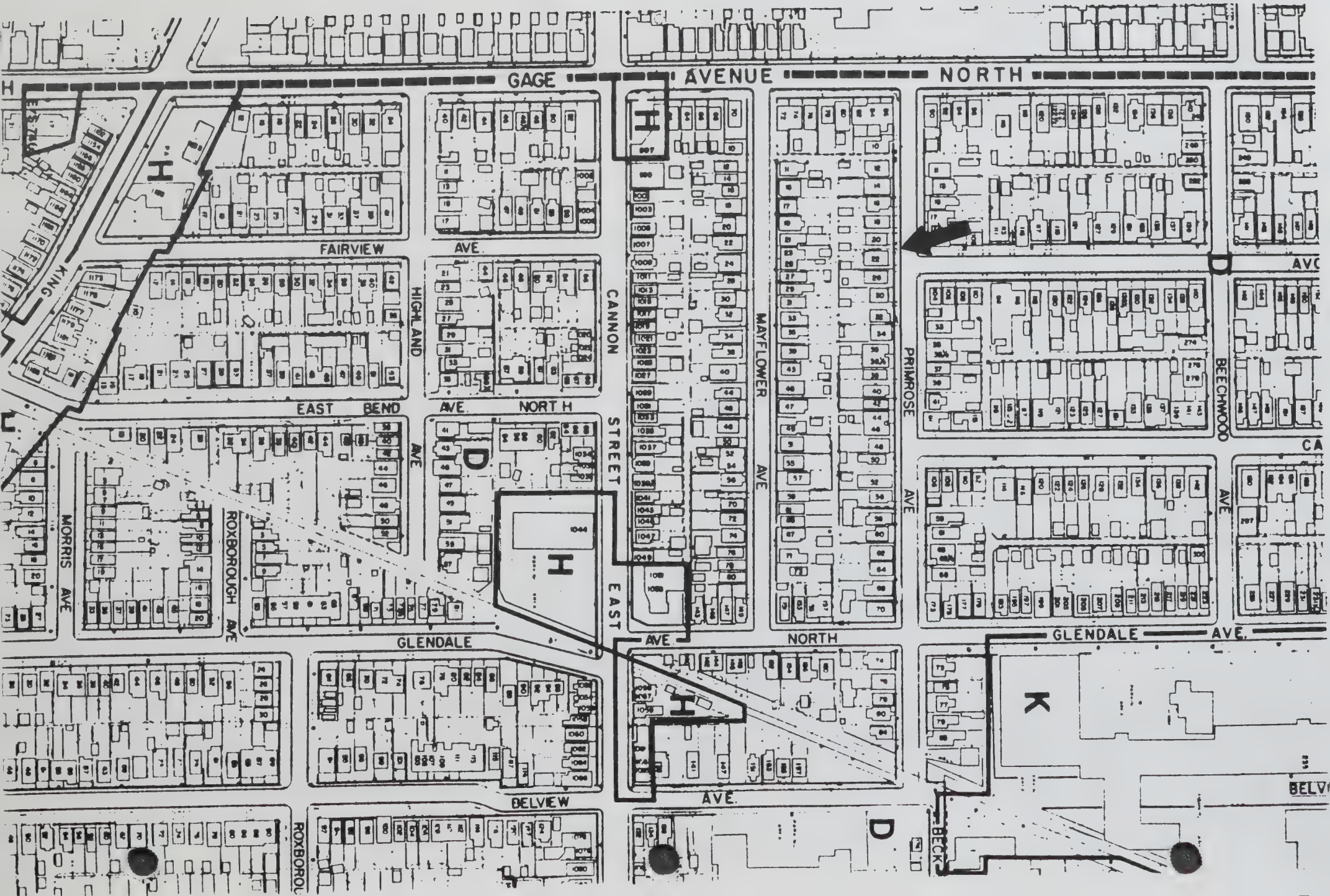
Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

Staff has received a request from Denise Somers, 26 Primrose Avenue, that a full-time "Wheelchair Loading Zone" be implemented on the south side of Primrose in front of her neighbour's home at 22 Primrose Avenue since her daughter is confined to a wheelchair and requires the use of Darts vehicles. The owners of 22 Primrose Avenue, Bruce and Tracey Dalton, have agreed to have the signs installed in front of their home for use by Ms. Somers' daughter, as the curb space in front of Mrs. Somers' property is insufficient to park Darts vehicles.

Primrose has a 27-foot pavement width, and presently, there is an "Alternate Side Parking" regulation on the street in this area. The implementation of the requested regulation will result in a loss of one on-street parking space. However, since most area residents have available off-street parking, staff does not anticipate any parking difficulties for area residents and concurs with the request.

MBH/kag


GAGE AVENUE NORTH
FAIRVIEW AVE.
KING
HIGHLAND
EAST BEND
AVE. NORTH
CANNON STREET
MAYFLOWER AVE
PRIMROSE AVE
BEECHWOOD
MORRIS AVE
ROXBOROUGH AVE
GLENDALE
EAST AVE. NORTH
GLENDALE AVE.
BELVIEW
AVE.
BECK
K
H
D

CITY OF HAMILTON

- RECOMMENDATION -

31.

DATE: 1998 July 03
File No. TEC-198-98 / Author: C. van Berkel

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: No. 54 Rosemont Avenue - Request for a Loading Zone (T&E)

RECOMMENDATION:

That a "No Parking, 7:00 a.m. to 6:00 p.m., Monday to Friday" regulation be implemented on the south side of Rosemont Avenue commencing at a point 115 feet west of Barnesdale Avenue North and extending to a point 16 feet westerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Sufficient funds are available in the 1998 operating budget estimates to cover the cost of manufacturing, erecting and maintaining the required signs.

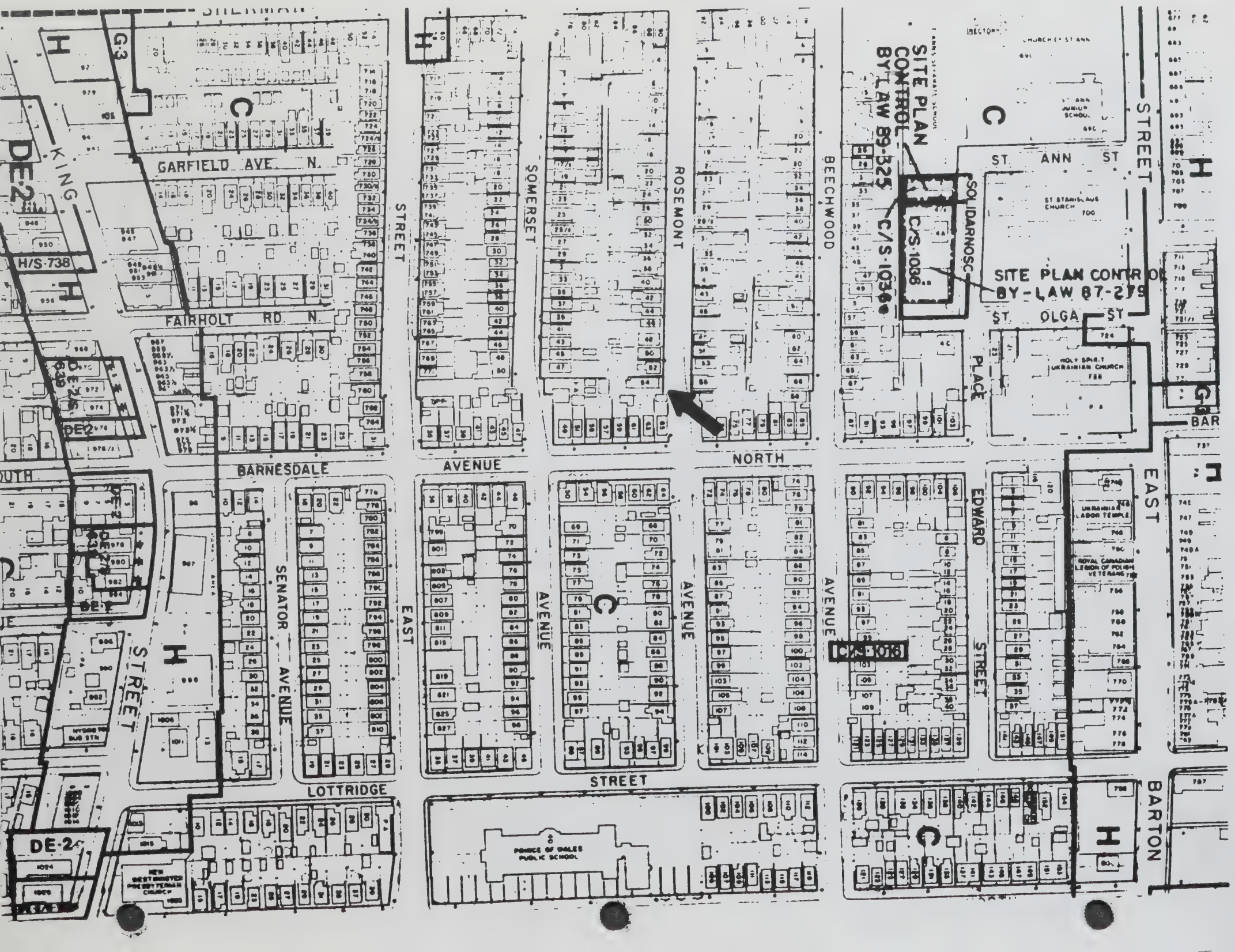
BACKGROUND:

Staff has received a request from Dencil Tulloch, owner of D & E Variety Store, 54 Rosemont Avenue, that a loading zone be implemented on the south side of Rosemont in front of his business.

Rosemont has a 24 foot pavement width, and presently, there is an "Alternate Side Parking" regulation on the street in this area. Mr. Tulloch has expressed concern regarding difficulties for delivery vehicles and private passenger vehicles being able to load/unload in front of his store.

The implementation of the requested regulation will result in a loss of only one undersized parking space directly in front of this business. However, since the applicant has agreed to limit the hours of the requested regulation, such that the space would be available for parking after 6:00 p.m. on weekdays and all day on weekends under the existing "Alternate Side Parking" regulation, staff does not anticipate any parking difficulties for area residents and concurs with the request.

CVB/MBH/klk


GARFIELD AVE. N.
FAIRHOLT RD. N.
BARNESDALE AVENUE
SOMERSET AVENUE
ROSEMONT AVENUE
BEECHWOOD AVENUE
NORTH EDWARD STREET
EAST BARTON STREET
SENATOR AVENUE
LOTTRIDGE STREET
KING STREET
ST. ANN ST.
ST. OLGA ST.
SOLIDARNOSC PLACE
SITE PLAN CONTROL BY-LAW 89-325
C/S-1036
SITE PLAN CONTROL BY-LAW 87-279
H/S-738
DE-2
C
H
G-3
ST. STANISLAUS CHURCH
HOLY SPIRIT UKRAINIAN CHURCH
PRINCE OF WALES PUBLIC SCHOOL

32.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 18
File No. TEC-216-98 / Author: S. Russell

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: No. 44 William Street - Request for a Wheelchair Loading Zone (T&E)

RECOMMENDATION:

That a full-time "Wheelchair Loading Zone" regulation be implemented on the east side of William Street commencing at a point 422 feet north of Barton Street East and extending to a point 12 feet northerly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

D. Lobo

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

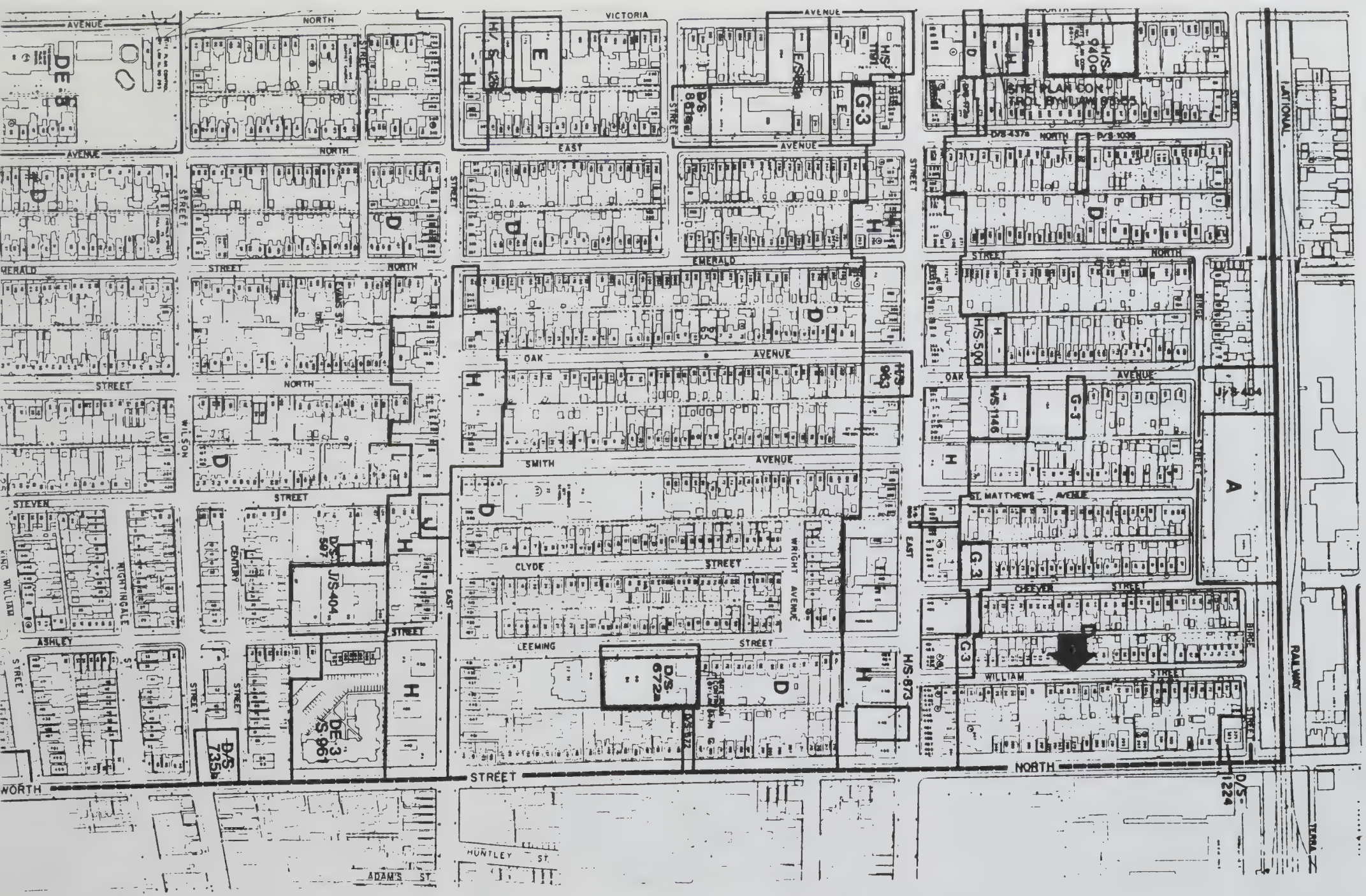
Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

Staff has received a request from Gary Blake, Therapist for ABI Community Services, Chedoke-McMaster Hospital, that a full-time "Wheelchair Loading Zone" regulation be implemented on the east side of William directly in front of Nicole Savard's home, No. 44 William Street, since she is disabled and requires the use of Darts vehicles.

William has a 22-foot pavement width, and presently, there is an "Alternate Side Parking" regulation on the street in this block. The implementation of the requested regulation would not result in the loss of a legal, on-street parking space directly in front of No. 44 William Street since the distance of curb space between the driveways of Nos. 40 and 44 William Street is only approximately 15 feet. However, the Darts vehicles could overhang the driveway approach momentarily while loading/unloading this resident. Also, since parking is permitted under the existing "Alternate Side Parking" regulation for the remainder of the block, staff does not anticipate any parking difficulties for area residents and concurs with the request.

CVB/MBH/kag


VICTORIA AVENUE
NORTH
EAST
AVENUE
STREET
EMERALD
OAK
SMITH
CLYDE
LEEMING
WILLIAM
ST. MATTHEWS AVENUE
CHERYER
WRIGHT AVENUE
WILSON
STEVEN
ASHLEY
NIGHTINGALE
CENTURY
HUNTLEY ST.
ADAM'S ST.
RAILWAY
H/S 963
H/S 500
H/S 1146
H/S 873
H/S 9409
D/S 672
D/S 735
D/S 1224
DE 3 S-961
JJS-404
G-3
A
D
E
H
J

22.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 18
File No. TEC-219-98 / Author: S. Russell

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: Queensdale Avenue East, east of Upper James Street - Parking Meter Duration (T&E)

RECOMMENDATION:

That the duration of the existing parking meters on the south side of Queensdale Avenue East, east of Upper James Street, be changed from one hour to two hours, and that the City Traffic By-law 89-72 be amended accordingly.

D. Lobo

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

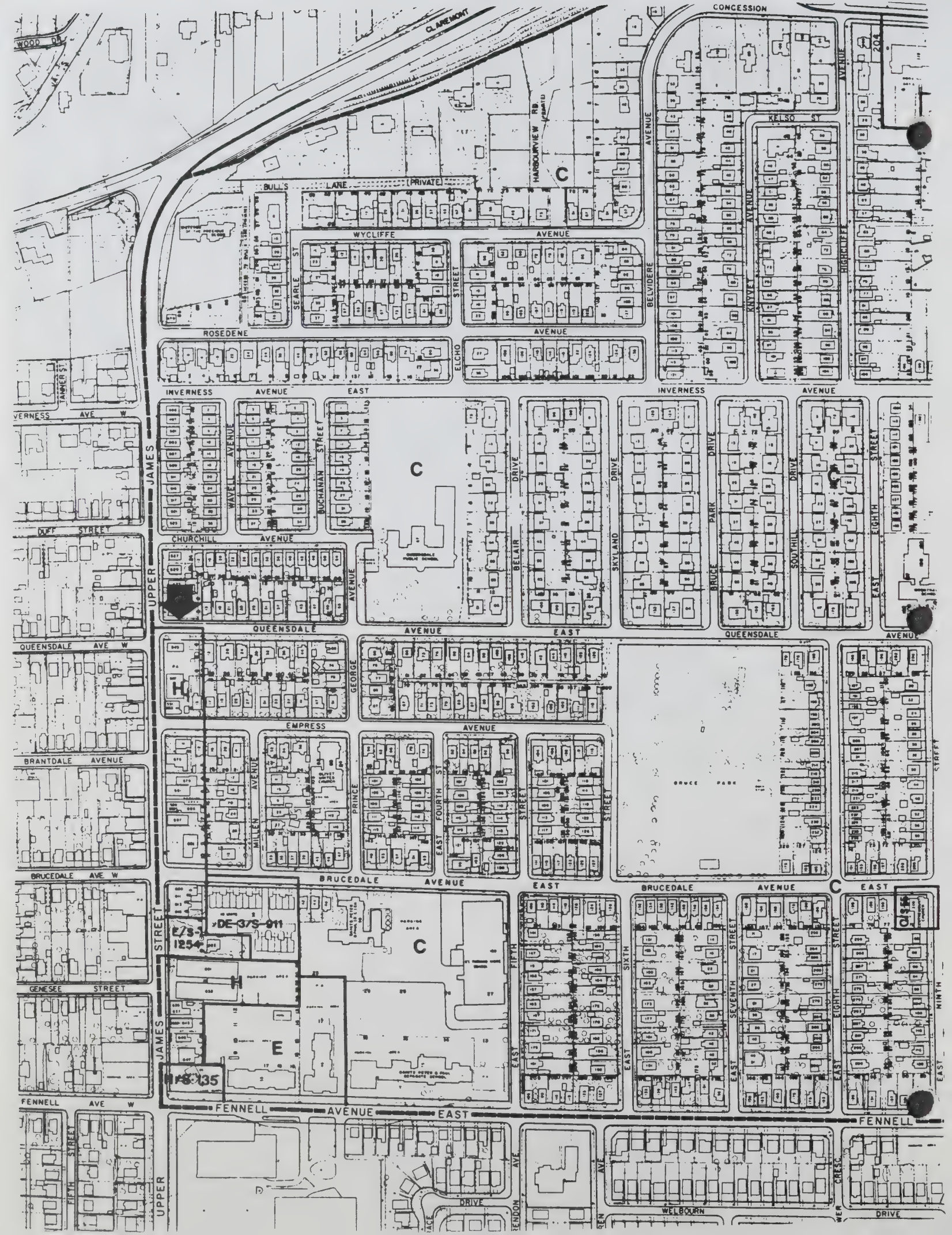
Sufficient funds are available in the 1998 operating budget to cover the cost of modifying the subject meters.

BACKGROUND:

Alderman Bill Kelly advised of a request from the management at Frisco's Restaurant, 543 Upper James Street, that the duration of the existing parking meters on the south side of Queensdale, east of Upper James, be changed from one hour to two hours, to accomodate the customers of their business.

The intent of parking meters is to manage the rate of parking turnover for the benefit of the businesses adjacent to the regulated area, and since the business abutting the subject area has indicated a desire for longer term parking, staff has no serious objections and concurs with the request.

CVB/MBH/klk


CLAREMONT
WOOD DR
CONCESSION
BULL'S LANE (PRIVATE)
HARBOURVIEW RD.
WYCLIFFE AVENUE
SEARLE ST
ROSEDENE AVENUE
BELVIDERE AVENUE
KELSO ST
KNIVET AVENUE
HIGHCLIFFE AVENUE
204
TANNER ST
INVERNESS AVENUE EAST
INVERNESS AVENUE
JAMES
WAVELL AVENUE
BUCHANAN STREET
CHURCHILL AVENUE
DUFF STREET
UPPER
QUEENSDALE AVE W
QUEENSDALE AVENUE
BELAIR DRIVE
SKYLAND DRIVE
PARK DRIVE
SOUTHILL DRIVE
EIGHTH STREET EAST
GEORGE
EMPRESS AVENUE
BRANTDALE AVENUE
MILLEN AVENUE
PRINCE
FOURTH ST EAST
BRUCEDALE AVENUE EAST
BRUCEDALE AVE W
BRUCE PARK
GENESEE STREET
E/S-1254
DE-3/S-911
FIFTH STREET EAST
SIXTH STREET EAST
SEVENTH STREET EAST
EIGHTH STREET EAST
NINTH STREET EAST
FENNELL AVE W
FENNELL AVENUE EAST
WELBOURN DRIVE
DRIVE
C
E
H
D

34.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 June 30
File No. TEC-197-98 / Author: C. van Berkel

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: No. 16 Somerset Avenue - Amendment of a Residential Boulevard Parking Agreement (T&E)

RECOMMENDATION:

(a) That the existing residential boulevard parking agreement registered as Instrument No. LT465904 to the property at No. 16 Somerset Avenue be amended at the City's expense; and,

(b) That the City Solicitor be authorized and directed to process the documents in relation to the amendment of this agreement.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

In accordance with the present City Council policy, the property owner would be required to continue to pay $20 to the City annually for insurance and administrative costs. The City's cost to amend the subject agreement would be $50.

BACKGROUND:

In 1996, staff approved an application by the owner of the property at No. 16 Somerset Avenue to allow one vehicle to be parked partially on the City boulevard in front of this single family dwelling. The agreement was completed and registered in the Land Registry Office by the owner of the property on 1997 August 18.

Subsequent to the registration of the subject agreement, the property owner constructed the driveway in accordance with the executed agreement. However, at that time, staff was not advised that a mutual right-of-way was registered against both Nos. 14 and 16 Somerset Avenue,

resulting in the approved parking space at No. 16 Somerset Avenue encroaching onto the mutual driveway by 5.5 feet. It was not evident that a mutual driveway existed because the area is all hard surfaced and is being utilized by the homeowner at 16 Somerset Avenue. This matter was only brought to our attention by the owner of the property next door this summer. To legally clarify the matter, staff are recommending that the subject agreement be amended at the City's expense ($50).

CVB/MBH/klk

c.c. Patrice Noé Johnson, City Solicitor, Law Department

35.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 17
File No. TEC-232-98 / Author: P. Buckle

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: North side Regal Drive, east of Rowntree Drive - Corner Clearance (T&E)

RECOMMENDATION:

That a "No Stopping" regulation be implemented on the north side of Regal Drive commencing at Rowntree Drive and extending to a point 59 feet easterly therefrom, and that the City Traffic By-law 89-72 be amended accordingly.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

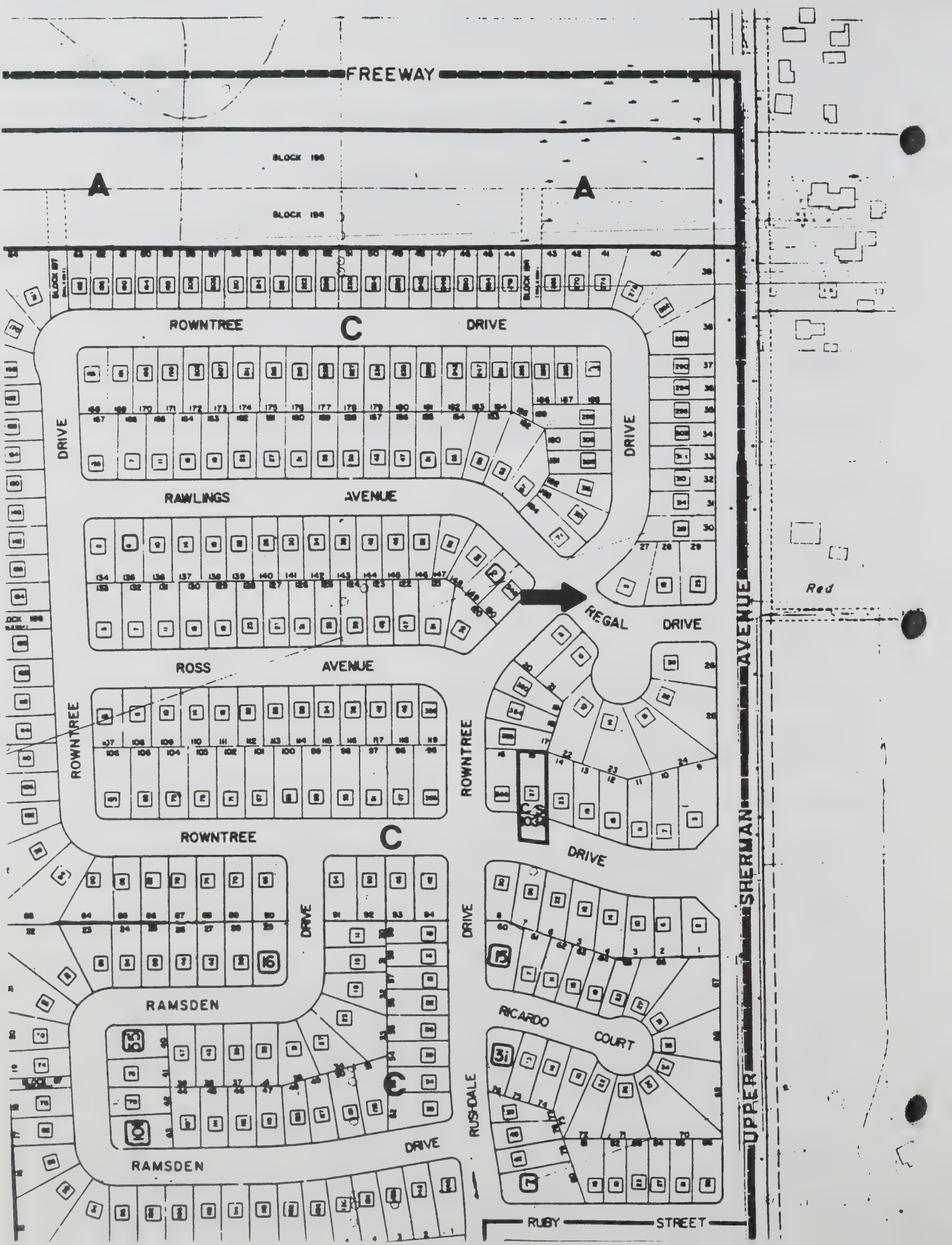
Sufficient funds are available in the 1998 operating budget to cover the cost of manufacturing, erecting and maintaining the required signs.

BACKGROUND:

Staff has received a request from an area resident for a corner clearance on the north side of Regal, east of Rowntree, to improve visibility of oncoming traffic. Due to the configuration of the roadway at the intersection of Rowntree Drive, Rawlings Avenue and Regal Drive, parked vehicles on the north side of Regal, immediately east of Rowntree, create a sight obstruction for motorists travelling east on Rawlings and south on Rowntree.

Regal has a 26 foot pavement width and, presently, there is unrestricted parking on both sides of the street in this block. Presently, northbound and southbound traffic on Rowntree is required to stop for eastbound and westbound traffic on Rawlings/Regal. Records indicate that there have been no reported collisions at this intersection in the past seven years. However, it is the opinion of staff that the implementation of the proposed regulation will contribute to the level of safety thus far maintained at this intersection.

CVB/MBH


FREEWAY
BLOCK 196
BLOCK 194
A
A
ROWNTREE
C
DRIVE
DRIVE
DRIVE
RAWLINGS
AVENUE
ROSS
AVENUE
REGAL
DRIVE
ROWNTREE
ROWNTREE
ROWNTREE
C
DRIVE
SHERMAN
AVENUE
UPPER
Red
DRIVE
DRIVE
RAMSDEN
RAMSDEN
C
DRIVE
RUSHDALE
RICARDO
COURT
RUBY
STREET

26.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 20
T103-51 M. Preston

REPORT TO: Mr. J.J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic
Department of Public Works and Traffic

SUBJECT: Encroachment Agreements (R-98-38) (T&E)

RECOMMENDATION:

That the applications to retain inadvertent encroachments at the locations as outlined on Appendix "A", appended hereto, be approved during the pleasure of Council, provided:

a) That the owners enter into agreements satisfactory to the City Solicitor and Commissioner of Transportation to indemnify and save the City harmless from all actions, causes of action, interests, claims, demands, costs, damages, expenses and loss.

b) That the Mayor and City Clerk be authorized to execute the City's standard form of agreement.

c) That the first year fees and subsequent annual fees as outlined in Appendix "A" be set for the encroachments.

D. Lobo.

D. Lobo
Commissioner
Public Works and Traffic

for E. M. Gill, P. Eng.
Senior Director
Roads Division

Cont'd...

1998 August 20
Encroachment Agreements

Cont'd...

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See above "Recommendation".

BACKGROUND:

The existing roadway encumbrances may be permitted subject to the normal requirements contained in a Standard Encroachment Agreement.

The City of Hamilton's policy is that if an existing or a proposed non-building encroachment does not impede the functions within the road allowance, the encroachment may be approved by Council, subject to an agreement and an annual fee.

We have reviewed these applications and find no objection. Council has allowed these types of encroachments in the past.

MJP:

cc: A. Ross, City Treasurer

APPENDIX 'A' Council Date: 1998 September 8

Location	Municipal Address	Owner	Type of Encroachment	First Year/Annual Fee	File Number
Robinson St.	175 Robinson St.	R. Tanaka M. Gibson	Steps measuring 1.56m X 1.72m	$185/20	T103-50 (1357)
Fullerton Ave.	10 Fullerton Ave.	D.N. Bui	Steps measuring 0.86' X 3.00'	$185/20	T103-50 (1342)

37.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 18
S720-38 S609-01 G. McGuire

REPORT TO: Mr. J.J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo
Commissioner of Public Works and Traffic
Department of Public Works and Traffic

SUBJECT: To incorporate certain City land into various streets by By-Laws (R-98-39)

RECOMMENDATION:

a) The the following City lands be incorporated into the following street:

Aquila Place	Parts 5 & 6	Plan 62R-8492
Bastille Street	Parts 6 & 7	Plan 62R-14620

b) That the By-Laws to carry out the incorporation of the said land into the foregoing streets be prepared to the satisfaction of the City Solicitor and be enacted by Council.

c) That the Commissioner of Transportation be authorized and directed to register the By-Laws.

D. Lobo
Commissioner
Public Works and Traffic

for E. M. Gill, P. Eng.
Senior Director
Roads Division

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

(cont'd pg 2)

BACKGROUND:

To complete conditions of severance and to complete final street widths, it is necessary to incorporate City land into the road allowance as indicated below.

Incorporating into Street Name	Lands Description being Incorporated	Financial Implications	Reason for being Incorporated	File No.
Aquila Place	Parts 5 & 6 62R-8492	N/A	To allow access to Timothy Survey Phase 2	S720-38
Bastille Street	Parts 6 & 7 62R-14620	N/A	To complete final street width	S609-01

KML/GM:sk
encls.

cc: H. Groen, Transportation Department
F. Angelici, Planning Department
M. Watson, Property Department

Bill No. A-45

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

TO INCORPORATE CITY LAND DESIGNATED AS PARTS 6 & 7 ON PLAN 62R-14620 INTO BASTILLE STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Coporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Bastille Street within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Bastille Street.

   Part of Lot 11, Concession 8, in the geographic township of Barton and Part of Block 74, Plan 62M-633, designated as Parts 6 & 7 on Plan 62R-14620 respectively.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this day of A.D. 1998

City Clerk

Mayor

Bill No. A-45

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

TO INCORPORATE CITY LAND
DESIGNATED AS PARTS 5 & 6 ON PLAN 62R-8492
INTO AQUILA PLACE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Coporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Aquila Place within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Aquila Place.

   Part of Lot 11, Concession 6, in the geographic township of Barton designated as Parts 5 & 6 on Plan 62R-8492.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this day of A.D. 1998

City Clerk Mayor

TRANSPORT AND ENVIRONMENT COMMITTEE

RELATED BY-LAWS

28.

Bill No. A-60

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

TO INCORPORATE CITY LAND
DESIGNATED AS PARTS 5 & 6 ON PLAN 62R-8492
INTO AQUILA PLACE

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Coporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Aquila Place within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Aquila Place.

   Part of Lot 11, Concession 6, in the geographic township of Barton designated as Parts 5 & 6 on Plan 62R-8492.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this day of A.D. 1998

City Clerk Mayor

Bill No. A-61

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

TO INCORPORATE CITY LAND DESIGNATED AS PARTS 6 & 7 ON PLAN 62R-14620 INTO BASTILLE STREET

WHEREAS the Council of The Corporation of the City of Hamilton is empowered under Section 297(1) of The Municipal Act, R.S.O. 1990, Chapter M.45 and amendments thereto, to establish and lay out, widen, alter, divert, stop-up, lease or sell any highway or part of a highway.

AND WHEREAS the Council of The Coporation of the City of Hamilton deems it necessary to incorporate the land described below into the highway known as Bastille Street within its limits;

AND WHEREAS the said land is owned by The Corporation of the City of Hamilton.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The following land is hereby established and laid out as a public highway to form part of Bastille Street.

   Part of Lot 11, Concession 8, in the geographic township of Barton and Part of Block 74, Plan 62M-633, designated as Parts 6 & 7 on Plan 62R-14620 respectively.

   City of Hamilton

   Regional Municipality of Hamilton-Wentworth

2. The Commissioner of Transportation or his duly authorized agent is hereby authorized to open the said lands as a public highway.

3. This by-law comes into force and takes effect on the date of its registration in the Land Registry Office (No. 62).

PASSED this day of A.D. 1998

City Clerk Mayor

Bill No.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

BEING A BY-LAW TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 10 (Stops at Intersections)** of the said By-law is hereby amended by adding thereto the following item, namely:-

   "Frederick Southbound Campbell"

2. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

3. This By-law shall come into force and take effect upon the date of its passing and enactment.

PASSED this day of 1998.

CITY CLERK MAYOR

Bill No.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

BEING A BY-LAW TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Schedule 10 (Stops at Intersections)** of the said By-law is hereby amended by adding thereto the following items, namely:-

"Supreme	Westbound	Acadia
Abbot (east to west leg)	Westbound	Abbot/Abbot Crt. (north to south leg)
Polaris	Northbound	Vineburg"

2. That **Schedule 29 (No Stopping Areas - No Stopping Anytime)** of the said By-law is hereby amended by adding thereto the following item, namely:-

"Regal	North	Rowntree to 59 feet east	Anytime"

3. That **Schedule 35 (Wheelchair Loading Zones)** of the said By-law is hereby amended by adding thereto the following items, namely:-

"Wood	South	34 feet	125 feet east of Hughson	9:00 a.m. - 9:00 p.m.
Primrose	South	18 feet	17 feet west of the extended east curb line of Avondale	Anytime
William	East	12 feet	422 feet north of Barton	Anytime"

and by deleting therefrom the following item, namely:-

"Gibson	East	25 feet	32 feet north of Wilson	10:00 a.m to 4:00 p.m." Monday to Friday

4. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

5. This By-law shall come into force and take effect upon the date of its passing and enactment.

PASSED this day of 1998.

CITY CLERK MAYOR

Bill No.

THE CORPORATION OF THE CITY OF HAMILTON

BY-LAW NO. 98-

BEING A BY-LAW TO AMEND BY-LAW NO. 89-72 TO REGULATE TRAFFIC

WHEREAS Section 210(123) of the Municipal Act, R.S.O. 1990, Chapter M.45, as amended, confers upon the councils of all municipalities the power to enact by-laws for regulating traffic on highways subject to the Highway Traffic Act;

AND WHEREAS Section 314(7) of the Municipal Act confers upon councils of all municipalities the power to enact by-laws to provide for placing, regulating and maintaining upon the public highways traffic signs for the purpose of guiding and directing traffic;

AND WHEREAS on the 28th day of February, 1989, the Council of the Corporation of the City of Hamilton enacted By-law 89-72 to regulate traffic;

AND WHEREAS it is necessary to amend By-law 89-72, as amended;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. That **Section Schedule 24 (Parking Meter Locations)** of the said By-law is hereby amended by adding to **Section 2(a)** thereof the following item, namely:-

   "Queensdale South Upper James to 120 feet east"

   and by deleting from **Section 3(a)** thereof the following item, namely:-

   "Queensdale South Upper James to 120 ft. east"

2. That **Schedule 25 (Parking Time Limits)** of the said By-law is hereby amended by adding thereto the following items, namely:-

"Cannon (north leg)	North	Hess to Caroline	1 hr	8 am - 8 am(24 hrs)	Mon - Sun
Market	South	Caroline to 173 feet east	2 hr	8 am - 8 am(24 hrs)	Mon - Sun"

   and by deleting therefrom the following items, namely:-

"Cannon	North	Hess to Caroline	1 hr	8 am - 6 pm	Mon - Fri
MacNab	East	Mulberry to Cannon	1 hr	8 am - 8 pm(24 hrs)	Mon - Sun"

3. That **Schedule 26 (No Parking Areas)** of the said By-law is hereby amended by adding thereto the following items, namely:-

"Beach	North	commencing 61 feet east of Avondale and extending 97 feet easterly therefrom	7 am - 4 pm	Mon - Sat

Market	South	Bay to 326 feet west		Anytime
Kings Forest	West	Nova to 88 feet north		Anytime
Rosemont	South	commencing 115 feet west of Barnesdale and extending 16 feet westerly therefrom	7 am - 6 pm	Mon - Fri"

and by deleting therefrom the following items, namely:-

"Market	South	Caroline to Bay		Anytime
Kings Forest	West	Nova to 68 feet north		Anytime
Myrtle	East	from 167 ft. south of Main to 20 ft. southerly	8 am - 4 pm	Mon - Fri"

4. That **Schedule 34 (Sticker Permit Parking)** of the said By-law is hereby amended by adding thereto the following items, namely:-

"Gibson	West	commencing 257 feet north of Cannon and extending 18 feet northerly therefrom	Anytime
Gibson	East	commencing 279 feet north of Cannon and extending 17 feet northerly therefrom	Anytime
Burlington	South	commencing 121 feet east of Mary and extending 24 feet easterly therefrom	Anytime
Cathcart	East	commencing 220 feet south of Cannon and extending 21 feet southerly therefrom	Anytime
Clinton	North	commencing 60 feet west of the extended west curb line of Ruth and extending 19 feet westerly therefrom	Anytime
Douglas	West	commencing 101 feet south of Mars and extending 18 feet southerly therefrom	Anytime
Hughson	East	commencing 113 feet north of Robert and extending 18 feet northerly therefrom	Anytime
Julian	East	commencing 102 feet north of Roxborough and extending 23 feet northerly therefrom	Anytime
Biggar	North	commencing 449 feet west of Lottridge and extending 40 feet westerly therefrom	Anytime
Munroe	North	commencing 29 feet west of Hillyard and extending 18 feet westerly therefrom	Anytime
Keith	North	commencing 116 feet east of Emerald and extending 18 feet easterly therefrom	Anytime
MacNab	East	Cannon to Mulberry	Anytime"

and by deleting therefrom the following item, namely:-

"Ontario	West	commencing 150 feet south of Stinson and extending 24 feet southerly therefrom	Anytime"

5. In all other respects, By-law 89-72 and all Schedules thereto, as amended, are hereby confirmed, unchanged.

6. This By-law shall come into force and take effect upon the date of its passing and enactment.

PASSED this day of 1998.

CITY CLERK MAYOR

39.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 11

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: R. L. Fair
Director of Culture & Recreation

SUBJECT: **Fire Alarm and Emergency Lighting Upgrade**
Parks and Recreation Committee

RECOMMENDATION:

(a) That approval be given to issue a purchase order to Northshore Contracting of Ancaster, Ontario in the amount of $89,993.42 inclusive of ($5,887.42 GST) for the supply and installation of Fire Alarm, Exit and Emergency Lighting Systems at various Recreation facilities.

(b) That this expenditure be financed from the Capital Fund Account - Risk Management-Various Culture and Recreation Facilities (CF-709755034).

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The cost of this project will be financed from Capital Fund Account - Risk Management Various Culture and Recreation Facilities CF709755034 ($89,993.42).

BACKGROUND:

The Culture and Recreation Department hired I.E.R. Planning and Research Company to identify areas of potential risk and to make recommendations to upgrade the following emergency systems located at seven recreation facilities.

a) Fire Alarm
b) Exit Lights
c) Emergency Lighting

.../2

BACKGROUND:

In February of 1998 PT Engineering were retained by the Building Operations and Maintenance Division of the Culture and Recreation Department to develop specifications and drawings and in accordance with the Purchasing Division this project was tendered.

Tenders received for this work:

Northshore Electric	$ 84,106.00
Merlo Electric	$102,215.00
S&S Electric	$126,000.00

RLF:gl

c.c. A. Ross, Treasurer
W. Moffatt, Manager of Arena & Technical Services
C. Rendell, Intermediate Buyer, Purchasing
R. Swan, Manager, Building Operations & Maintenance
R. Desnoyers, Assistant Manager, Building Operations & Maintenance
G. Lepitre, Maintenance Co-ordinator, Building Operations and Maintenance

40.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 21

REPORT TO: Mr. J.J. Schatz, Secretary
Committee of the Whole

FROM: R. L. Fair, Director
Culture and Recreation Department

SUBJECT: Pumpkinfest Event, Pier 4 Park
1998, October 25- Request for approval
under Parks By-Law 95-126 as amended
(P&R)

RECOMMENDATION:

That approval as required by Parks By-Law 95-126 as amended, Section 35 - to bring horses in a park and Section 37 - to bring animals into a park, and to hold carnival rides be given to the Director of Culture and Recreation to host the Pumpkinfest Event, 1998 October 25, in Pier 4 Park, subject to the Terms and Conditions of the Special Events Guidelines.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The Parks By-Law 95-126 as amended, Sections 35 and 37 requires the organization as an applicant to obtain permission from the City of Hamilton, as the owner of the public park, to bring horses, animals and amusement rides into a park.

BACKGROUND:

The first Pumpkinfest was successfully held last year at Pier 4 Park and Leander Boat Club. Plans for the second annual event are under way. Staff are working together with Community Councils who will be participating in a day of activities specific to the fall season. This event will be very similar to last years' consisting of pancake breakfasts, pumpkin carving contests, pony rides, clowns and line dancing.

/smo

c.c. All Members of Council
D. Lobo, Commissioner Public Works and Traffic

41.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 21

REPORT TO: Mr. J.J. Schatz, Secretary
Committee of the Whole

FROM: R. L. Fair, Director
Culture and Recreation Department

SUBJECT: Barton Street BIA - "Pioneering Spirit"
Woodlands Park - 1998, August 22
Request for approval under Parks By-Law 95-126 as amended
(P&R)

RECOMMENDATION:

That approval be given of the action taken by the Director as required by Parks By-Law 95-126 as amended, Section 35 - to bring horses in a park and Section 37 - to bring animals into a park, to Barton Street Business Improvement Area to host the "Pioneering Spirit" - Community Festival, 1998 August 22, subject to the Terms and Conditions of the Special Events Guidelines.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The Parks By-Law 95-126 as amended, Sections 35 and 37 requires the organization as an applicant to obtain permission from the City of Hamilton, as the owner of the public park, to bring horses and animals into a park.

BACKGROUND:

Committee received an Information Report outlining this event in 1998, July, but at that time animals were not confirmed as a component of the community festival.

/smo

c.c. Alderman R. Corsini, Ward 2
Alderman A. Horwath, Ward 2
Alderman B. Morelli, Ward 3
Alderman D. Haining, Ward 3
D. Lobo, Commissioner Public Works and Traffic

42

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 26

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: R. L. Fair, Director
Culture and Recreation Department

SUBJECT: Sale of Alcoholic Beverages - Turner Park Charitable Baseball Tournament - Scotia Bank
(Parks and Recreation Committee)

RECOMMENDATION:

That approval, as required by Parks By-law 95-126 as amended, Section 11, and under the Standard Terms and Conditions of the Special Events Guidelines, be given to the Bank of Nova Scotia (Scotiabank) to sell food and alcoholic beverages at Turner Park on September 19, 1998 in conjunction with their Charitable Baseball Tournament in support of the United Way.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The Parks By-law 95-126, as amended, Section 11 requires that permission be obtained by the applicant, from the City of Hamilton, as owner of the public park to provide alcoholic beverages in a park.

BACKGROUND:

At its meeting of 1997 March 25, Council approved Section 7 (a) of the Third Report for 1997 of the Parks and Recreation Committee to amend the Special Events Guidelines by adding Standard Terms and Conditions.

The Bank of Nova Scotia (Scotiabank) have requested permission to sell food and alcoholic beverages in conjunction with their Charitable Baseball Tournament to be held at Turner Park on Saturday, September 19, 1998 from 8:30 am. to 7:00 pm. Musical entertainment will be provided by a disc jockey. All proceeds will be donated to the United Way.

/jt

43.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 27

REPORT TO: Mr. J.J. Schatz, Secretary
Committee of the Whole

FROM: R. L. Fair, Director
Culture and Recreation Department

SUBJECT: S.P.C.A. "Wiggle Waggle Walk-a-thon"
Bayfront Park, 1998 September 13
Request for approval under Parks By-Law 95-126 as amended
(P&R)

RECOMMENDATION:

That approval as required by Parks By-Law 95-126 as amended, Section 36 and Section 37 - to bring dogs and animals into a park, be given to the Hamilton S.P.C.A. for the annual "Wiggle Waggle Walk-a-thon" event, 1998 September 13, in Bayfront Park, from 10:00 am - 3:00 p.m. subject to the Terms and Conditions of the Special Events Guidelines.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The Parks By-Law 95-126 as amended, Section 36 and Section 37 requires the organization as an applicant to obtain permission from the City of Hamilton, as the owner of the public park, to bring dogs and animals a park.

BACKGROUND:

This is an annual fundraising event which has been successfully held in Gage Park. Event organizers have requested a venue change to Bayfront Park this year. Anticipated attendance is 2500 participants walking dogs. As in the past the organization has always ensured the park was left in a clean state. There will be food tents available for the participants.

/smo

c.c. All Members of Council
D. Lobo, Commissioner Public Works and Traffic

44.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 21

REPORT TO: Mr. J. J. Schatz, Secretary
Committee of the Whole

FROM: Mr. D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: Closure of Department of Public Works and Traffic
Capital Projects (Parks and Recreation Committee)

RECOMMENDATION:

That the City Treasurer be directed to close the following Capital Project accounts with any excess funding to be transferred to its original course of funding:

Capital Centre #	Project Description	Authorized Gross Cost	Expended/ Committed to Date	Balance Available	Source of Financing
a) 639553026	Red Hill Valley Environmental Clean-up	$ 255,930.65	$ 255,930.65	$0.00	Waterfront Trust via Hamilton Region Conservation Authority
b) 639553027	Red Hill Valley Planting/Plantation	$ 172,500.00	$ 172,500.00	$0.00	Waterfront Trust via Hamilton Region Conservation Authority
c) 639553028	Red Hill Valley Trails	$1,027,044.00	$1,027,044.00	$0.00	Waterfront Trust via Hamilton Region Conservation Authority
d) 628643003	Baseball Facilities Development	$1,500,000.00	$1,500,000.00	$0.00	Debenture

...../2

Capital Centre #	Project Description	Authorized Gross Cost	Expended/ Committed to Date	Balance Available	Source of Financing
e) 629543010	Gore Park Walkway Restoration	$ 315,000.00	$ 315,000.00	$ 0.00	Debenture
f) 629654020	Bocce, Basketball, Shuffleboard Courts	$ 50,000.00	$ 49,990.78	$ 9.22	Reserve
g) 419355013	West Harbourfront Redevelopment Study	$ 307,140.00	$ 307,135.81	$ 4.19	Reserve
h) 419655023	West Harbourfront Development Studies - Phase I	$ 50,000.00	$ 50,032.39	-$ 32.39	Reserve
i) 629254008	Lighting Safety Improvements	$ 177,000.00	$ 176,755.46	$244.54	Reserve

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See above recommendation.

BACKGROUND:

The work related to all of the above-noted projects have been completed and, therefore, the affected accounts can be closed.

WJP:bg

cc: Mr. A. Ross, City Treasurer
ATTN: Mr. N. Adhya, Manager of Budgets

45.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 10

REPORT TO: Mr. J. Schatz, Secretary
Committee of the Whole

FROM: Mr. D. Lobo, Commissioner
Department of Public Works & Traffic

SUBJECT: 1998 Annual Supply of Light Fixtures and Poles for Various Parks (Parks and Recreation Committee)

RECOMMENDATION:

That a purchase order be issued to Wesco Distribution-Canada, Inc., Hamilton, in the amount of $90,000. for the supply and delivery of light fixtures, as and when required during 1998 for various parks and streets being the lowest of six tenders received in accordance with specifications C16-21-98 issued by the Purchasing Division and Vendor's tender, and be financed from Stock Account CH 56197 60999.

D. Lobo

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The total estimated expenditure for the supply of light fixtures and poles is $90,000. The actual amount may be increased or decreased depending upon construction requirements in 1998. The purchases will initially be financed from Stock Account CH 56197 60999 and charged to approved capital projects. These include parks and community renewal development and redevelopment projects.

There are no staffing or legal implications.

BACKGROUND:

On 1998 July 27, tenders were received for the annual supply of light fixtures and poles for various parks. The tender and specifications were issued by the Purchasing Division on 1998 June 30, reference no. C16-21-98.

...../2

Light fixtures and poles are ordered from the vendors submitting the lowest unit price on an item by item basis. The unit prices bid under C16-21-98 are shown in the following table. All taxes are extra.

Description	Wesco	Gerrie	Graybar	Medgar	Powco	Westburne
Light - #7162	**$ 865.00**	No Bid	$ 960.00	$ 900.00	No Bid	No Bid
Pole - #7165	**$ 383.00**	$ 373.68 (freight extra)	$ 483.20	$ 500.00	$ 428.00	No Bid
Pole - #7167	**$ 699.00**	$ 702.10 (freight extra)	$ 962.20	$ 990.00	$ 804.00	No Bid
Bracket - #7168	**$ 107.00**	$ 110.52 (freight extra)	$ 143.40	$ 150.00	$ 126.00	No Bid
Light - #7179	**$ 644.00**	No Bid	$ 749.70	$ 800.00	No Bid	No Bid
Light - #7182	**$ 644.00**	No Bid	$ 749.70	$ 800.00	No Bid	No Bid
Pole - #7185	**$1,391.00**	No Bid	$1,596.50	$2,000.00	No Bid	No Bid
Pole - #7186	**$1,484.00**	No Bid	$1,627.00	$2,000.00	No Bid	No Bid
Millenium Light #MR13ED	**$ 283.00**	$ 286.31	$ 293.40	No Bid	No Bid	$ 295.00
Millenium Light #MR17ED	**$ 422.00**	$ 430.52	$ 444.21	No Bid	No Bid	$ 444.00
Millenium Light MR17FD	**$ 371.00**	$ 374.73	$ 384.00	No Bid	No Bid	$ 387.00
Posigrip Screwdriver	**$ 6.30**	$ 6.35	$ 6.45	No Bid	No Bid	$ 6.75

Wesco has submitted the lowest bid prices for all items listed in the table above.

With respect to Pole #7165, Wesco's bid unit price is $383.00 compared to Gerrie's unit price of $373.68 plus freight charges. When the freight costs are added in, the Gerrie unit price is greater than Wesco's price. Therefore, staff is recommending accepting Wesco's price.

Public Works and Traffic has adopted a practice of standardizing light fixtures to achieve design consistency in various applications, to obtain the best unit prices through quantity purchases, and to simplify maintenance operations. These styles of luminaires and poles have been used in many parks and streetscape developments since 1990. Approval of the annual order will permit staff to order the products when required to meet construction schedules.

LS:bg
cc: Mr. C. Rendell, Intermediate Buyer
Purchasing Division, Treasury Department

46.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 25

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: J. G. Pavelka, P.Eng.
Chief Administrative Officer

D. Lobo, Commissioner
Department of Public Works and Traffic

SUBJECT: Giant's Rib Discovery Centre
(The Niagara Escarpment World Biosphere Reserve) (P&R)

RECOMMENDATION:

That the Commissioner of Public Works and Traffic be authorized to reply to the request of the Hamilton Region Conservation Authority confirming that the City of Hamilton has no sites available for development of the proposed Discovery Centre, based on criteria outlined in correspondence dated May 13, 1998 from K. Hall.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

There are no staff or legal implications associated with this recommendation.

Capital development costs are estimated at approximately $11M and will require significant fund raising through public and private sources.

Land costs are not included in this estimate. Revenues are suggested to balance operations and maintenance costs at full scale development if land and debt servicing costs are not included.

BACKGROUND:

At its meeting of December 13, 1994 City Council approved Section 8 of the First Report of the Parks and Recreation Committee, which in part reads as follows:

8(a) i. That the Council of the Corporation of the City of Hamilton supports the environmental cleanup/remediation of the Red Hill Creek Valley, and supports the development of the World Biosphere Interpretative Centre as long as it does not prejudice any potential road alignment in the Red Hill Valley and does not include any changes in the ownership of this land;

Following this decision and for the next several months, the World Biosphere Interpretive Centre Advisory Committee worked with a team of consultants to research and develop a concept for the Centre and determine the best location(s) in the Niagara Escarpment area within Hamilton-Wentworth with primary emphasis on the Red Hill Creek Watershed.

From the outset, funding had been allocated by the Province for study costs and initial phase of construction. However, mid-way through the study, funding for development was withdrawn and because of the lack of an available site in the Red Hill Valley, the terms of reference were revised in February 1996 to focus on the preparation of a prospectus for fund raising purposes.

Under the direction of the Advisory Committee, the consultant continued work, concentrating available resources on preparation of a conceptual plan for the built structure and an exhibit design philosophy with concepts and interpretive planning considerations. Also, site criteria were established for future use in obtaining a site and establishing project partnerships. The Advisory Committee received the final report from its consultants on July 2, 1997. A copy is available through the Parks Division.

Following receipt of the final report on the proposed Discovery Centre concept, the Hamilton Region Conservation Authority received many suggestions on possible sites within the Region. In order to ensure no potential site was overlooked, municipalities within Hamilton-Wentworth were formally contacted by letter dated May 13, 1998 and requested to identify potential site(s) for this project. In this regard, all sites:

- must be 10 acres or larger in size
- must have a view of the Niagara Escarpment slope
- must be outside the Niagara Escarpment Plan's "natural" zone and preferably outside the "protection" zone
- must have good access to the Bruce Trail and Niagara Escarpment for visitors
- must be close to a major highway and have good access from it
- should have attractive aesthetics (sites with waterfalls, woodlands, varied topography, etc: are strongly preferred)

In addition, there are other criteria that will determine the attractiveness of the site:

- compatible surrounding land use
- servicing
- availability of the site
- potential adaptive reuse of existing structures

Given the multi-disciplinary nature of this proposed development, the Parks Staff Committee convened to consider this request taking into account the final report on the "Giant's Rib Discovery Centre" and site criteria for the project as specified by the proponent. This recommendation report reflects the conclusions of the staff committee that there are no suitable sites within the City to accommodate this project.

As a point of reference, staff noted the development potential for the proposed centre at the City's Chedoke Golf and Ski facility in terms of compatibility with site criteria. However, because of the significant disruption the centre would have on existing operations no further consideration was given to this location. Similarly, staff noted that compatible features and size of privately held property located adjacent to the Chedoke Golf Course and Public Works Yard (referred to as the "Lapp" property), however, given the advanced status of various approvals for residential development and the anticipated cost for land purchase, the site was deemed an unlikely candidate for the Discovery Centre project.

Also, no attempt was made to modify the location/site criteria as the listed requirements for this project stem from a concerted effort by others including the Advisory Committee, consultants and the Full Membership of the Hamilton Region Conservation Authority.

RWC/mc

cc: Robert M. Morrow, Mayor
R. Fair, Director of Culture and Recreation, Attention: D. Cowan
V.J. Abraham, Director of Planning and Development, Attention: B. Janssen
Allan C. Ross, Treasurer, Attention: N. Adhya
R. W. Chrystian, Manager of Parks

47.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 14

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: Charlene Touzel, Secretary
Hamilton Historical Board

SUBJECT: Collections Management Policies - Dundurn Castle, Whitehern and The Hamilton Military Museum (P&R)

RECOMMENDATION:

a) That the Collections Management Policies for Dundurn Castle, Whitehern and The Hamilton Military Museum attached hereto and marked as Appendix "A" be approved; and,

b) That the aforementioned Collections Management Policies be appended to the City of Hamilton Donation Policy.

Touzel

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The Law Department has reviewed the policies and their recommended changes have been incorporated in the attached documents.

Due to the growing ethical and legal issues surrounding collections in public institutions it is important that the relevant policies are reviewed on a periodic basis.

BACKGROUND:

Most Museums exist because of their collections. Museum Staff, as custodians of these valued cultural heritage objects, are responsible for their documentation and care so that they can be passed down to future generations.

A Collection Management Policy serves as a guide for Staff to establish Museum practices and set out procedural guidelines for all collection-related activities. The policy serves as a public statement of the professional standards of the Museum and covers the collecting goals; methods of acquisition and disposal; collections access; incoming and outgoing loan procedures; conservation, care and security; record keeping requirements and insurance.

The policy is also flexible enough to address ad hoc decisions.

During the recent Staff review of the Collections Management Policies it was concluded that the policies should be revised as follows:

1) All policies use the same numbering system which makes it easier for reference within the division.

2) The inclusion of the activities of the recently created Acquisition Committee.

3) The preamble (see Section 1.1) is more focused on Museum collections

4) A new category was added under the section "Deaccessioning" (5. - section 5.8) entitled "Destruction" which guides Museum Staff in the ethical steps required in the disposal of artifacts that are damaged beyond repair, or pose a threat to the collection or Staff.

The Collections Management Policies for the Museums were established and approved by the Hamilton Historical Board and Council in 1981. They were written in response to and part of the formerly named Ontario Ministry of Citizenship and Culture's introduction of recommended basic standards for community Museums. These policies were reviewed and revised in 1991 to incorporate evolving practices and procedures in artifact collection activities at the Museums.

It is anticipated that the Collections Management Policy for the Public Art Collection for the City be reviewed by the Arts Advisory Commission. The Hamilton Museum of Steam and Technology and The Hamilton Children's Museum policies will be forwarded at a later date. The former will be presented with the overall site master Plan.

Collections Management Procedures Manuals will be written subsequently and will be used by Staff, the Hamilton Historical Board and other members of the interested public as a detailed guide to describe the steps required to implement the policy with procedures, record keeping requirements and physical management of the collections.

A separate policy will also be written to focus on archaeological field work acquisitions.

At its meeting of 1997 December 11, City Council approved a City of Hamilton Donations Policy. The purpose of this policy is to provide principles and guidelines for the solicitation and

receipt of donations to approved City projects and programs.

One of the principles of the Policy is that the City will solicit and receive donations of funds, services and goods that enable it to reduce the cost of approved projects and programs; enhance existing services that do not increase operating costs; and finance desired projects and services that are not funded from the tax levy.

The Museum Collections Management Policies are complimentary to the City of Hamilton Donation Policy.

The Director of Culture and Recreation will subsequently report annually to the Parks and Recreation Committee on the acquisition activities of the Museums.

attached

cc Ross Fair, Director, Culture and Recreation Department
Marilynn Havelka, Culture and Recreation Department
Allan Ross, Treasurer

APPENDIX "A"

COLLECTIONS MANAGEMENT POLICY
DUNDURN CASTLE

1. PREAMBLE

1.1 Material relating to the lives and careers of Sir Allan Napier McNab and his family and servants, and the construction, alteration and daily operations of his buildings and estate will be considered for acquisition. Items with clear Dundurn Castle provenance will be of primary importance, however representative artifacts from other sources will be considered to fill gaps in the collection.

2. GENERAL PRINCIPLES

2.1 Artifacts acquired for exhibition in the restored room settings must not obviously post date the terminal date of 1855. Artifacts which post-date 1855 may be acquired for research or temporary exhibition providing they have a clear Dundurn Castle connection. These items may date from any period up to the present.

2.2 Each artifact must:
- be in good condition or, in the case of a very significant item, in conservable condition;
- be capable of being displayed and/or stored in the current facilities in a museologically sound manner;
- fit into one of the major exhibition themes and/or areas of collection or study.

2.3 Very large items will be considered provided either Dundurn Castle, or the City of Hamilton, establishes in advance:
- a permanent exhibition site or permanent, museologically acceptable storage facility;
- adequate funding to properly move, conserve and maintain, mount and/or store the artifact;

2.4 Duplicate items may be accepted provided there is adequate storage space to safely accommodate them and that there are sufficient other justifications for acquiring the item(s).

2.5 The staff Acquisition Committee, on the recommendation of the Curator, is responsible for accepting donations and may refuse to accept any item offered to Dundurn Castle for reasons which may include:

- lack of relevance
- lack of adequate storage space
- duplication
- poor condition
- questionable ownership

2.6 Dundurn Castle will not accept an item for the sole purpose of disposal. The Museum may, however, accept an item it does not wish to retain, on an interim basis:
- to transfer to another institution as a service to the owner
- as part of a larger, generally relevant, donation in order to secure the entire acquisition.

2.7 In accepting an item permanently, Dundurn Castle and the City of Hamilton, will attempt, through preventive conservation measures, to maintain the item in as good condition as possible. Caution will be exercised in accepting any item in need of conservation.

2.8 Through the Corporation of the City of Hamilton, Dundurn Castle will provide adequate insurance for the collection (both permanent and temporary) while on display, in storage or out on loan.

2.9 All acquisitions will be accessioned promptly, following procedures outlined in the Dundurn Castle Collections Management Manual.

3. ACQUISITION

3.1 DONATION

3.1.1 An item acquired by donation (gift) to Dundurn Castle must have the approval of the staff Acquisition Committee.

3.1.2 A donation form must be signed by the donor(s), the Curator, and the Manager of Cultural Services before the item may be accessioned into the collection.

3.1.3 An equivalent document may be accepted instead of a donation form eg. copy of a donor's will in the case of a bequest.

3.1.4 A donated item becomes the property of the Corporation of the City of Hamilton to be retained or disposed of as the City chooses. A statement to this effect must appear on the donation form.

3.1.5 Donation includes the acquisition of any assignable rights under the current Copyright Law. Should the Copyright Law be amended at any time, changes or additions to assignable rights are considered retroactive for previous donations in terms of their having been assigned to the City, through donation to Dundurn Castle.

3.1.6 No guarantees will be given to the donor with regard to retaining, displaying or labelling any item acquired.

3.1.8 Dundurn Castle will not knowingly accept as a donation any item whose ownership is in question. Lacking any evidence to the contrary, the Museum staff presumes that the individual signing a donation form is the rightful owner of the item in question and has the legal right to sign such a form.

3.1.9 In accordance with the City of Hamilton Donations Policy, the Director of the Culture and Recreation will annually report to Finance and Administration and Parks and Recreation Committees on the acquisition activities of Dundurn Castle.

3.2 PURCHASE

3.2.1 An artifact purchased by Dundurn Castle is done so in the name of the Museum and becomes the property of the City of Hamilton. It is then accessioned in the same manner as a donation.

3.2.2 A purchase must be accompanied by a bill of sale.

3.2.3 The purchase agreement must include the acquisition of all assignable rights (ie. without any restrictions attached regarding the Copyright Law).

3.2.4 No purchase with conditions attached may be executed without the prior consent of the Manager of Cultural Services.

3.2.5 Dundurn Castle will not enter into a purchase agreement with any employee or volunteer of the Museum, employee of the Corporation of the City of Hamilton or member of the Hamilton Historical Board.

3.2.6 Purchases, within the financial limitations of Dundurn Castle's operating budget, must have the approval of the Acquisition Committee if possible. Purchases requiring funds in excess of the operating budget account for acquisitions must have the consent of the Manager of Cultural Services.

3.2.7 Dundurn Castle will not knowingly purchase an artifact whose ownership is in question. Lacking any evidence to the contrary, the Museum staff presumes the person presenting an invoice for the item in question is the rightful and legal owner.

3.2.8 Purchases are made specifically in order to fill gaps in the collection or to retain an important local item which would otherwise be lost.

3.2.9 Whenever possible, an artifact should not be purchased from a private individual but rather donated and an evaluation for tax purposes given.

3.3 INTERNAL TRANSFER

3.3.1 An artifact may be transferred from another City of Hamilton museum to Dundurn Castle with the endorsement of the staff Acquisition Committee. The Hamilton Historical Board will be kept informed of such transfers. A receipt acknowledging the transfer must be signed for both institutions.

3.3.2 Transferred items must meet the conditions for donation and are accessioned as such.

3.4 TRADE

3.4.1 From time to time an item may be acquired by trade. It becomes the property of the City of Hamilton and all the procedures pertaining to donations apply (see Section 3.1).

3.4.2 See also Section 5.4 with regard to the "outgoing" portion of a trade.

3.5 INCOMING LOAN

3.5.1 An item may be acquired temporarily by loan. A loan to Dundurn Castle must be for a specific purpose (eg. display, research, education) and returned at the end of the stated loan period unless extended by mutual agreement with a specific period and purpose.

3.5.2 "Permanent loans" to Dundurn Castle are not accepted from private individuals. They may be accepted from organizations and institutions. Such items must not form the main portion or central feature of a permanent exhibition. Loan forms must include a clause requiring six months written notice before such items are removed from Dundurn Castle.

3.5.3 Incoming loans are made at the discretion of the Curator unless special financial requirements are included (eg. payment of exhibition fees). Such special arrangements require the prior consent of the Manager of Cultural Services.

3.5.4 Recording of incoming loans with regard to insurance must follow current Corporation of the City of Hamilton practices.

3.5.5 Borrowed items not on display at Dundurn Castle should be returned to their source as soon as possible.

3.5.6 For the purposes of insurance, incoming loans will conform to current City of Hamilton practices.

3.6 REFERENCE AND SPARE PARTS

3.6.1 Under normal circumstances, acquisitions will be fully accessioned. It is possible, however, to receive items which should not be accessioned. These are items which have little or no historic and/or monetary value and usually fall into the categories of spare parts (eg. buttons) or reference material (eg. newspaper clippings).

3.6.2 Such items will be acknowledged on the donation form as a spare part or reference item not to be accessioned.

3.6.3 Items are deemed to be spare parts or reference material at the discretion of the Curator.

4. LOANS, OUTGOING

4.1 Only items permanently acquired by Dundurn Castle will be considered for lending.

4.2 An item from Dundurn Castle may be loaned to institutions, businesses or groups for such purposes as display, research and education. Loans are not made to private individuals.

4.3 An outgoing loan is made at the discretion of the Curator and may be refused for such reasons as: condition of artifact, rarity of artifact, use of artifact in Dundurn Castle, lack of conservation standards in the borrower's setting.

4.4 Artifacts considered for loans will be examined for condition by the Conservator.

4.5 Non-museum borrowers will be asked beforehand to show proof of adequate insurance, acceptable security, and environmental conditions which meet museums standards.

4.6 Each loan will have a definite termination date which may be extended by mutual agreement. "Permanent loans" to outside agencies will not be made.

4.7 Loans of firearms must be carried out in accordance with the current Firearms Act and its Regulations, and only to institutions with the appropriate business licence.

4.8 As a condition of a loan, the borrower must agree to credit Dundurn Castle and the City of Hamilton where appropriate.

5. DEACCESSIONING

From time to time it may be necessary to dispose of items from the collection. Reasons may include: condition, lack of adequate storage, irrelevance to the museum's mandate, duplication, or status as an artifact. These items should be deaccessioned from the records and the files closed following procedures outlined in the Dundurn Castle Collections Management Manual.

5.1 REASSIGNMENT

5.1.1 An item that has previously been entered into the Accession Register, which is not deemed to be a relevant artifact by the Curator, may be removed from the Accession Register and transferred to a more suitable section of the Museum such as the spare parts collection, the reference collection, display furniture, exhibit props, or programming.

5.1.2 This procedure must first be endorsed by the staff Acquisition Committee and the Hamilton Historical Board then approved by the Parks and Recreation Committee and City Council.

5.2 INTERNAL TRANSFER

5.2.1 At the discretion of the two Curators involved, and endorsed by the staff Acquisition Committee, an artifact may be transferred from Dundurn Castle to another City of Hamilton Museum.

5.2.2 The Hamilton Historical Board will be kept informed of such transfers. A receipt acknowledging the transfer must be signed for both institutions. The item is then deaccessioned from the Dundurn Castle collection.

5.3 EXTERNAL TRANSFERS

5.3.1 An artifact may be transferred to another institution or organization. Such a transfer must first be endorsed by the staff Acquisition Committee and the Hamilton Historical Board then approved by the Parks and Recreation Committee and City Council.

5.3.2 As these transfers are gifts of City of Hamilton property, they are not made to private individuals.

5.3.3 The Curator, the staff Acquisition Committee, the Hamilton Historical Board, the Parks and Recreation Committee, or City Council may attach such restrictions on an external transfer as may be in the best interests of Dundurn Castle and/or the City of Hamilton eg. having first refusal on the artifact if the receiving institution plans to deaccession it in the future.

5.4 TRADE

5.4.1 All trades, either with a private individual or other institutions and organizations, must first be endorsed by the staff Acquisition Committee and the Hamilton Historical Board then approved by the Parks and Recreation Committee and City Council.

5.4.2 As a trade involves the receiving, as well as the giving, of artifacts, trades may be entered into with private individuals as well as with other institutions, organizations.

5.4.3 Dundurn Castle will not enter into a trade agreement with any employee or volunteer of the Museum, employee of the Corporation of the City of Hamilton, or member of the Hamilton Historical Board.

5.5 SALE

5.5.1 Items designated for deaccessioning may be disposed of by sale if all other accepted methods have been attempted.

5.5.2 Any sale, and terms and conditions of such disposal, must first be endorsed by the staff Acquisition Committee and the Hamilton Historical Board then approved by the Parks and Recreation Committee and City Council.

5.5.3 Dundurn Castle will use all funds received through deaccessioning activities for the direct benefit of the collection, either for acquisitions or conservation purposes.

5.6 RETURN

5.6.1 Any item permanently acquired by Dundurn Castle is the property of the Corporation of the City of Hamilton. The City is under no obligation to return any such item. However, the staff Acquisition Committee and the Hamilton Historical Board will consider endorsing a request from the original donor for the return of an item, upon written request from the source to Dundurn Castle. It will then be forwarded to the Parks and Recreation Committee and City Council for approval.

5.6.2 Requests for return must be passed to the staff Acquisition Committee by the curator for consideration and should be accompanied by a recommendation.

5.6.3 Any request for the return of a permanently acquired artifact by a relative/descendant of the original donor will not be considered unless accompanied by proof that this individual would have been the sole legal heir to the item had it not been given to Dundurn Castle.

5.6.4 Any request to return an artifact to an owner who has previously received a income tax receipt for the item will not be considered.

5.7 LOST, STOLEN, MISSING

5.7.1 All thefts and/or missing items must be reported to the Manager of Cultural Services immediately and to the appropriate city department for insurance purposes.

5.7.2 All missing firearms must be reported to the Police immediately as per the current Firearms Act and its Regulations. The reporting of other types of missing material to the Police is at the discretion of the Manager of Cultural Services.

5.7.3 Any item missing from the collection will be reported to the Manager of Cultural Services and noted in the collection register. All incidents will be investigated.

5.7.4 A stolen artifact, if not recovered in six months should be so indicated in the records.

5.8 DESTRUCTION

5.8.1 The Curator will recommend destruction of artifacts that are deemed damaged beyond repair or that pose a threat to the collection, to the staff Acquisition Committee. The recommendation must be endorsed by the Hamilton Historical Board and then approved by the Parks and Recreation Committee and City Council.

5.8.2 Upon final approval for disposal by City Council, a firearm must be turned over to the Police for destruction. Other items are disposed of by the Curator and a witness.

6. EVALUATIONS

6.1 Evaluation may be carried out by the Curator, for income tax purposes, within the regulations issued by Revenue Canada.

6.2 Internal evaluations for insurance or other purposes may be carried out by the Curator.

This policy may not be altered without approval of the Hamilton Department of Culture & Recreation, and approval of Hamilton City Council where appropriate.

July 1998

COLLECTIONS MANAGEMENT POLICY
WHITEHERN

1. PREAMBLE

1.1 Material relating to the McQuesten family at Whitehern 1852 - 1968 is of primary importance to the collection. However, other artifacts relevant to the site will be considered to fill gaps in the collection.

2. GENERAL PRINCIPLES

2.1 Whitehern is for the most part a closed collection limited to the items received as a part of the McQuesten bequest agreement. However, Whitehern will collect items which relate specifically to the McQuesten family at Whitehern, and objects which are relevant to collections exhibited at the site.

2.2 Each artifact must:
- be in good condition or, in the case of a very significant item, in conservable condition;
- be capable of being displayed and/or stored in the current facilities in a museologically sound manner;
- fit into one of the major exhibition themes and/or areas of collection or study.

2.3 Very large items will be considered provided either Whitehern, or the City of Hamilton, establishes in advance:
- a permanent exhibition site or permanent, museologically acceptable storage facility;
- adequate funding to properly move, conserve and maintain, mount and/or store the artifact;

2.4 Duplicate items may be accepted provided there is adequate storage space to safely accommodate them and that there are sufficient other justifications for acquiring the item(s).

2.5 The staff Acquisition Committee, on the recommendation of the Curator, is responsible for accepting donations and may refuse to accept any item offered to Whitehern for reasons which may include:

- lack of relevance
- lack of adequate storage space
- duplication
- poor condition
- questionable ownership

2.6 Whitehern will not accept an item for the sole purpose of disposal. The Museum may, however, accept an item it does not wish to retain, on an interim basis:
- to transfer to another institution as a service to the owner
- as part of a larger, generally relevant, donation in order to secure the entire acquisition.

2.7 In accepting an item permanently, Whitehern and the City of Hamilton will attempt, through preventive conservation measures, to maintain the item in as good condition as possible. Caution will be exercised in accepting any item in need of conservation.

2.8 Through the Corporation of the City of Hamilton, Whitehern will provide adequate insurance for the collection (both permanent and temporary) while on display, in storage or out on loan.

2.9 All acquisitions will be accessioned promptly, following established procedures.

3. ACQUISITION

3.1 DONATION

3.1.1 An item acquired as a donation (gift) by Whitehern must have the approval of the staff Acquisition Committee.

3.1.2 A donation form must be signed by the donor(s), the Curator, and the Manager of Cultural Services before the item may be accessioned into the collection.

3.1.3 An equivalent document may be accepted instead of a donation form eg. copy of a donor's will in the case of a bequest.

3.1.4 A donated item becomes the property of the Corporation of the City of Hamilton to be retained or disposed of as the City chooses. A statement to this effect must appear on the donation form.

3.1.5 Donation includes the acquisition of any assignable rights under the current Copyright Law. Should the Copyright Law be amended at any time, changes or additions to assignable rights are considered retroactive for previous donations in terms of their having been assigned to the City, through donation to Whitehern.

3.1.6 No guarantees will be given to the donor with regard to retaining, displaying or labelling any item acquired.

3.1.7 A donation with conditions attached requires the approval of the Manager of Cultural Services, with the exception of those requiring an income tax receipt.

3.1.8 Whitehern will not knowingly accept as a donation any item whose ownership is in question. Lacking any evidence to the contrary, the Museum staff presumes that the individual signing a donation form is the rightful owner of the item in question and has the legal right to sign such a form.

3.1.9 In accordance with the City of Hamilton Donations Policy, the Director of the Culture and Recreation will annually report to Finance and Administration and Parks and Recreation Committees on the acquisition activities of Whitehern.

3.2 PURCHASE

3.2.1 An artifact purchased by Whitehern is done so in the name of the Museum and becomes the property of the City of Hamilton. It is then accessioned in the same manner as a donation.

3.2.2 A purchase must be accompanied by a bill of sale.

3.2.3 The purchase agreement must include the acquisition of all assignable rights (ie. without any restrictions attached regarding the Copyright Law).

3.2.4 No purchase with conditions attached may be executed without the prior consent of the Manager of Cultural Services.

3.2.5 Whitehern will not enter into a purchase agreement with any employee or volunteer of the Museum, employee of the Corporation of the City of Hamilton or member of the Hamilton Historical Board.

3.2.6 Purchases, within the financial limitations of Whitehern's operating budget, must have the approval of the Acquisition Committee if possible. Purchases requiring funds in excess of the operating budget account for acquisitions must have the consent of the Manager of Cultural Services.

3.2.7 Whitehern will not knowingly purchase an artifact whose ownership is in question. Lacking any evidence to the contrary, the Museum staff presumes the person presenting an invoice for the item in question is the rightful and legal owner.

3.2.8 Purchases are made specifically in order to fill gaps in the collection.

3.2.9 Whenever possible, an artifact should not be purchased from a private individual but rather donated and an evaluation for tax purposes given.

3.3 INTERNAL TRANSFER

3.3.1 An artifact may be transferred from another City of Hamilton museum to Whitehern with the endorsement of the staff Acquisition Committee. The Hamilton Historical Board will be kept informed of such transfers. A receipt acknowledging the transfer must be signed for both institutions.

3.3.2 Transferred items must meet the conditions for donation and are accessioned as such.

3.4 TRADE

3.4.1 From time to time an item may be acquired by trade. It becomes the property of the City of Hamilton and all the procedures pertaining to donations apply (see Section 3.1).

3.4.2 See also Section 5.4 with regard to the "outgoing" portion of a trade.

3.5 LOAN

3.5.1 An item may be acquired temporarily by loan. A loan to the Whitehern must be for a specific purpose (eg. display, research, education) and returned at the end of the stated loan period unless extended by mutual agreement with a specific period and purpose.

3.5.2 "Permanent loans" to Whitehern are not accepted from private individuals. They may be accepted from organizations and institutions. Such items must not form the main portion or central feature of a permanent exhibition. Loan forms must include a clause requiring six months written notice before such items are removed from Whitehern.

3.5.3 Incoming loans are made at the discretion of the Curator unless special financial requirements are included (eg. payment of exhibition fees). Such special arrangements require the prior consent of the Manager of Cultural Services.

3.5.4 Recording of incoming loans with regard to insurance must follow current Corporation of the City of Hamilton practices.

3.5.5 Borrowed items not on display at Whitehern should be returned to their source as soon as possible.

3.5.6 For the purposes of insurance, incoming loans will conform to current City of Hamilton practices.

3.6 REFERENCE AND SPARE PARTS

3.6.1 Under normal circumstances, acquisitions will be fully accessioned. It is possible, however, to receive items which should not be accessioned. These are items which have little or no historic and/or monetary value and usually fall into the categories of spare parts (eg. buttons) or reference material (eg. newspaper clippings).

3.6.2 Such items will be acknowledged on the donation form as a spare part or reference item not to be accessioned.

3.6.3 Items are deemed to be spare parts or reference material at the discretion of the Curator.

4. LOANS, OUTGOING

4.1 Artifacts considered for loans will be examined for condition by the Conservator.

4.2 An item from Whitehern may be loaned to institutions, businesses or groups for such purposes as display, research and education. Loans are not made to private individuals.

4.3 An outgoing loan is made at the discretion of the Curator and may be refused for such reasons as: condition of artifact, rarity of artifact, use of artifact at Whitehern, lack of conservation standards in the borrower's setting.

4.4 Only items permanently acquired by Whitehern will be considered for lending.

4.5 Non-museum borrowers will be asked beforehand to show proof of adequate insurance, acceptable security, and environmental conditions which meet museums standards.

4.6 Each loan will have a definite termination date which may be extended by mutual agreement. "Permanent loans" to outside agencies will not be made.

4.7 not applicable

4.8 As a condition of a loan, the borrower must agree to credit Whitehern and the City of Hamilton where appropriate.

5. DEACCESSIONING

Artifacts received as a part of the McQuesten family bequest shall not be de-accessioned (in any manner including reassignment, transfer, trade, sale) as per the agreement entered into between the McQuesten family and the City of Hamilton.

From time to time it may be necessary to dispose of items from the collections not received as a part of the McQuesten family bequest. Reasons may include: condition, lack or adequate storage, irrelevance to the museum's mandate, duplication, or status as an artifact. These items should be deaccessioned from the records and the files closed following established procedures.

5.1 REASSIGNMENT (not applicable to artifacts received as a part of the McQuesten family bequest).

5.1.1 An item entered into the Accession Register, which is not deemed to be a suitable artifact by the Curator, may be removed from the Accession Register and transferred to a more suitable section of the Museum such as the spare parts collection, the reference collection, display furniture, exhibit props, or programming.

5.1.2 This procedure must first be endorsed by the staff Acquisition Committee and the Hamilton Historical Board then approved by the Parks and Recreation Committee and City Council.

5.2 INTERNAL TRANSFER (not applicable to artifacts received as a part of the McQuesten family bequest).

5.2.1 At the discretion of the two Curators involved, and endorsed by the staff Acquisition Committee, an artifact may be transferred from Whitehern to another City of Hamilton Museum.

5.2.2 The Hamilton Historical Board will be kept informed of such transfers. A receipt acknowledging the transfer must be signed for both institutions. The item is then deaccessioned from the Whitehern collection.

5.3 EXTERNAL TRANSFER (not applicable to artifacts received as a part of the McQuesten family bequest).

5.3.1 An artifact may be transferred to another institution or organization. Such a transfer must first be endorsed by the staff Acquisition Committee and the Hamilton Historical Board then approved by the Parks and Recreation Committee and City Council.

5.3.2 As these transfers are gifts of City of Hamilton property, they are not made to private individuals.

5.3.3 The Curator, the staff Acquisition Committee, the Hamilton Historical Board, the Parks and Recreation Committee, or City Council may attach such restrictions on an external transfer as may be in the best interests of Whitehern and/or the City of Hamilton eg. having first refusal on the artifact if the receiving institution plans to deaccession it in the future.

5.4 TRADE (not applicable to artifacts received as a part of the McQuesten family bequest).

5.4.1 All trades, either with a private individual or other institutions and organizations, must first be endorsed by the staff Acquisition Committee and the Hamilton Historical Board then approved by the Parks and Recreation Committee and City Council.

5.4.2 As a trade involves the receiving, as well as the giving, of artifacts, trades may be entered into with private individuals as well as with other institutions, organizations.

5.4.3 Whitehern will not enter into a trade agreement with any employee (paid or volunteer) of the Museum, employee of the Corporation of the City of Hamilton or member of the Hamilton Historical Board.

5.5 SALE (not applicable to artifacts received as a part of the McQuesten family bequest).

5.5.1 Items designated for deaccessioning may be disposed of by sale if all other methods of disposal have been attempted.

5.5.2 Any sale, and terms and conditions of such disposal, must first be endorsed by the staff Acquisition Committee and the Hamilton Historical Board then approved by the Parks and Recreation Committee and City Council.

5.5.3 Whitehern will use all funds received through deaccessioning activities for the direct benefit of the collection, either for acquisitions or conservation purposes.

5.6 RETURN (not applicable to artifacts received as a part of the McQuesten family bequest).

5.6.1 Any item permanently acquired by Whitehern is the property of the Corporation of the City of Hamilton. The City is under no obligation to return any such item. However, the staff Acquisition Committee and the Hamilton Historical Board will consider endorsing a request from the original donor for the return of an item, upon written request from the source to Whitehern. It will then be forwarded to the Parks and Recreation Committee and City Council for approval.

5.6.2 Requests for return must be passed to the staff Acquisition Committee by the curator for consideration and should be accompanied by a recommendation.

5.6.3 Any request for the return of a permanently acquired artifact by a relative/descendant of the original donor will not be considered unless accompanied by proof that this individual would have been the sole legal heir to the item had it not been given to Whitehern.

5.6.4 Any request to return an artifact to an owner who has previously received a income tax receipt for the item will not be considered.

5.7 LOST, STOLEN, MISSING

5.7.1 All thefts and/or missing items must be reported to the Manager of Cultural Services immediately and to the appropriate city department for insurance purposes.

5.7.2 The reporting of missing material to the Police is at the discretion of the Curator.

5.7.3 Any item missing from the collection will be reported to the Manager of Cultural Services and noted in the collection register. All incidents will be investigated.

5.7.4 A stolen artifact, if not recovered in six months should be so indicated in the records.

5.7.5 Any insurance funds received as the result of a theft or damage claim are used to replace or conserve the artifact(s).

5.8 DESTRUCTION

5.8.1 The Curator will recommend destruction of artifacts that are deemed damaged beyond repair or that pose a threat to the collection, to the staff Acquisition Committee. The recommendation must be endorsed by the Hamilton Historical Board and then approved by the Parks and Recreation Committee and City Council.

5.8.2 Upon final approval for disposal by City Council items will be disposed of by the curator and a witness.

6. EVALUATIONS

6.1 Evaluation may be carried out by the Curator, for income tax purposes, within the guidelines issued by Revenue Canada.

6.2 Internal evaluations for insurance or other purposes may be carried out by the Curator.

This policy may not be altered without approval of the Hamilton Department of Culture & Recreation, and approval of Hamilton City Council where appropriate.

July 1998

COLLECTIONS MANAGEMENT POLICY
HAMILTON MILITARY MUSEUM

1. PREAMBLE

1.1 Material relating to the military history of the Hamilton-Wentworth region and surrounding area is of primary importance for collecting purposes. However, artifacts depicting the broader aspect of Canada's military role ca.1790 to 1970 will also be considered for acquisition.

2. GENERAL PRINCIPLES

2.1 An item from another country will not be considered for permanent retention unless it has a specific connection with the local area or relates to the early involvement of the British Army and Navy in Canada.

2.2 Each artifact must:
- be in good condition or, in the case of a very significant item, in conservable condition;
- be capable of being displayed and/or stored in the current facilities in a museologically sound manner;
- fit into one of the major exhibition themes and/or areas of collection or study.

2.3 Very large items will be considered provided either the Hamilton Military Museum, or the City of Hamilton, establishes in advance:
- a permanent exhibition site or permanent, museologically acceptable storage facility;
- adequate funding to properly move, conserve and maintain, mount and/or store the artifact;

2.4 Duplicate items may be accepted provided there is adequate storage space to safely accommodate them and that there are sufficient other justifications for acquiring the item(s).

2.5 The staff Acquisition Committee, on the recommendation of the Curator, is responsible for accepting donations and may refuse to accept any item offered to the Hamilton Military Museum for reasons which may include:

- lack of relevance
- lack of adequate storage space
- duplication
- poor condition
- questionable ownership

2.6 The Hamilton Military Museum will not accept an item for the sole purpose of disposal. The Museum may, however, accept an item it does not wish to retain, on an interim basis:
- to transfer to another institution as a service to the owner
- as part of a larger, generally relevant, donation in order to secure the entire acquisition.

2.7 In accepting an item permanently, the Hamilton Military Museum and the City of Hamilton will attempt, through preventive conservation measures, to maintain the item in as good condition as possible. Caution will be exercised in accepting any item in need of conservation.

2.8 Through the Corporation of the City of Hamilton, the Hamilton Military Museum will provide adequate insurance for the collection (both permanent and temporary) while on display, in storage or out on loan.

2.9 All acquisitions will be accessioned promptly, following procedures outline in the Hamilton Military Museum's Collections Management Manual.

3. ACQUISITION

3.1 DONATION

3.1.1 An item acquired as a donation (gift) by the Hamilton Military Museum must have the approval of the Acquisition Committee.

3.1.2 A donation form must be signed by the donor(s), the Curator, and the Manager of Cultural Services before the item may be accessioned into the collection.

3.1.3 An equivalent document may be accepted instead of a donation form eg. copy of a donor's will in the case of a bequest.

3.1.4 A donated item becomes the property of the Corporation of the City of Hamilton to be retained or disposed of as the City chooses. A statement to this effect must appear on the donation form.

3.1.5 Donation includes the acquisition of any assignable rights under the current Copyright Law. Should the Copyright Law be amended at any time, changes or additions to assignable rights are considered retroactive for previous donations in terms of their having been assigned to the City, through donation to the Hamilton Military Museum.

3.1.6 No guarantees will be given to the donor with regard to retaining, displaying or labelling any item acquired.

3.1.7 A donation with conditions attached requires the approval of the Manager of Cultural Services, with the exception of those requiring an income tax receipt.

3.1.8 The Hamilton Military Museum will not knowingly accept as a donation any item whose ownership is in question. Lacking any evidence to the contrary, the Museum staff presumes that the individual signing a donation form is the rightful owner of the item in question and has the legal right to sign such a form.

3.1.9 In accordance with the City of Hamilton Donations Policy, the Director of the Culture and Recreation will annually report to Finance and Administration and Parks and Recreation Committees on the acquisition activities of the Hamilton Military Museum.

3.2 PURCHASE

3.2.1 An artifact purchased by the Hamilton Military Museum is done so in the name of the Museum and becomes the property of the City of Hamilton. It is then accessioned in the same manner as a donation.

3.2.2 A purchase must be accompanied by a bill of sale.

3.2.3 The purchase agreement must include the acquisition of all assignable rights (ie. without any restrictions attached regarding the Copyright Law).

3.2.4 No purchase with conditions attached may be executed without the prior consent of the Manager of Cultural Services.

3.2.5 The Hamilton Military Museum will not enter into a purchase agreement with any employee or volunteer of the Museum, employee of the Corporation of the City of Hamilton or member of the Hamilton Historical Board.

3.2.6 Purchases, within the financial limitations of the Hamilton Military Museum operating budget, must have the approval of the Acquisition Committee if possible. Purchases requiring funds in excess of the operating budget account for acquisitions must have the consent of the Manager of Cultural Services.

3.2.7 The Hamilton Military Museum will not knowingly purchase an artifact whose ownership is in question. Lacking any evidence to the contrary, the Museum staff presumes the person presenting an invoice for the item in question is the rightful and legal owner.

3.2.8 Purchases are made specifically in order to fill gaps in the collection or to retain an important local item which would otherwise be lost.

3.2.9 Whenever possible, an artifact should not be purchased from a private individual but rather donated and an evaluation for tax purposes given.

3.3 INTERNAL TRANSFER

3.3.1 An artifact may be transferred from another City of Hamilton museum to the Hamilton Military Museum with the endorsement of the staff Acquisition Committee. The Hamilton Historical Board will be kept informed of such transfers. A receipt acknowledging the transfer must be signed for both institutions.

3.3.2 Transferred items must meet the conditions for donation and are accessioned as such.

3.4 TRADE

3.4.1 From time to time an item may be acquired by trade. It becomes the property of the City of Hamilton and all the procedures pertaining to donations apply (see Section 3.1).

3.4.2 See also Section 5.4 with regard to the "outgoing" portion of a trade.

3.5 LOAN

3.5.1 An item may be acquired temporarily by loan. A loan to the Hamilton Military Museum must be for a specific purpose (eg. display, research, education) and returned at the end of the stated loan period unless extended by mutual agreement with a specific period and purpose.

3.5.2 "Permanent loans" to the Hamilton Military Museum are not accepted from private individuals. They may be accepted from organizations and institutions. Such items must not form the main portion or central feature of a permanent exhibition. Loan forms must include a clause requiring six months written notice before such items are removed from the Hamilton Military Museum.

3.5.3 Incoming loans are made at the discretion of the Curator unless special financial requirements are included (eg. payment of exhibition fees). Such special arrangements require the prior consent of the Manager of Cultural Services.

3.5.4 Recording of incoming loans with regard to insurance must follow current Corporation of the City of Hamilton practices.

3.5.5 Borrowed items not in on display at the Hamilton Military Museum should be returned to their source as soon as possible.

3.5.6 For the purposes of insurance, incoming loans will conform to current City of Hamilton practices.

3.6 REFERENCE AND SPARE PARTS

3.6.1 Under normal circumstances, acquisitions will be fully accessioned. It is possible, however, to receive items which should not be accessioned. These are items which have little or no historic and/or monetary value and usually fall into the categories of spare parts (eg. buttons) or reference material (eg. newspaper clippings).

3.6.2 Such items will be acknowledged on the donation form as a spare part or reference item not to be accessioned.

3.6.3 Items are deemed to be spare parts or reference material at the discretion of the Curator.

4. LOANS, OUTGOING

4.1 Only items permanently acquired by the Hamilton Military Museum will be considered for lending.

4.2 An item from the Hamilton Military Museum may be loaned to institutions, businesses or groups for such purposes as display, research and education. Loans are not made to private individuals.

4.3 An outgoing loan is made at the discretion of the Curator and may be refused for such reasons as: condition of artifact, rarity of artifact, use of artifact in the Hamilton Military Museum, lack of conservation standards in the borrower's setting.

4.4 Artifacts considered for loans will be examined for condition by the Conservator.

4.5 Non-museum borrowers will be asked beforehand to show proof of adequate insurance, acceptable security, and environmental conditions which meet museums standards.

4.6 Each loan will have a definite termination date which may be extended by mutual agreement. "Permanent loans" to outside agencies will not be made.

4.7 Loans of firearms must be carried out in accordance with the current Firearms Act and its Regulations, and only to institutions with the appropriate business licence.

4.8 As a condition of a loan, the borrower must agree to credit the Hamilton Military Museum and the City of Hamilton where appropriate.

5. DEACCESSIONING

From time to time it may be necessary to dispose of items from the collection. Reasons may include: condition, lack of adequate storage, irrelevance to the museum's mandate, duplication, or status as an artifact. These items should be deaccessioned from the records and the files closed following procedures outlined in the Museum's Collections Management Manual.

5.1 REASSIGNMENT

5.1.1 An item entered into the Accession Register, which is not deemed to be a suitable artifact by the Curator, may be removed from the Accession Register and transferred to a more suitable section of the Museum such as the spare parts collection, the reference collection, display furniture, exhibit props, or programming.

5.1.2 This procedure must first be endorsed by the staff Acquisition Committee and the Hamilton Historical Board then approved by the Parks and Recreation Committee and City Council.

5.2 INTERNAL TRANSFER

5.2.1 At the discretion of the two Curators involved, and endorsed by the staff Acquisition Committee, an artifact may be transferred from the Hamilton Military Museum to another City of Hamilton Museum.

5.2.2 The Hamilton Historical Board will be kept informed of such transfers. A receipt acknowledging the transfer must be signed for both institutions. The item is then deaccessioned from the Hamilton Military Museum collection.

5.3 EXTERNAL TRANSFER

5.3.1 An artifact may be transferred to another institution or organization. Such a transfer must first be endorsed by the staff Acquisition Committee and the Hamilton Historical Board then approved by the Parks and Recreation Committee and City Council.

5.3.2 As these transfers are gifts of City of Hamilton property, they are not made to private individuals.

5.3.3 The Curator, the staff Acquisition Committee, the Hamilton Historical Board, the Parks and Recreation Committee, or City Council may attach such restrictions on an external transfer as may be in the best interests of the Hamilton Military Museum and/or the City of Hamilton eg. having first refusal on the artifact if the receiving institution plans to deaccession it in the future.

5.4 TRADE

5.4.1 All trades, either with a private individual or other institutions and organizations, must first be endorsed by the staff Acquisition Committee and the Hamilton Historical Board then approved by the Parks and Recreation Committee and City Council.

5.4.2 As a trade involves the receiving, as well as the giving, of artifacts, trades may be entered into with private individuals as well as with other institutions, organizations.

5.4.3 The Hamilton Military Museum will not enter into a trade agreement with any employee (paid or volunteer) of the Museum, employee of the Corporation of the City of Hamilton or member of the Hamilton Historical Board.

5.5 SALE

5.5.1 Items designated for deaccessioning may be disposed of by sale if all other methods of disposal have been attempted.

5.5.2 Any sale, and terms and conditions of such disposal, must first be endorsed by the staff Acquisition Committee and the Hamilton Historical Board then approved by the Parks and Recreation Committee and City Council.

5.5.3 The Hamilton Military Museum will use all funds received through deaccessioning activities for the direct benefit of the collection, either for acquisitions or conservation purposes.

5.6 RETURN

5.6.1 Any item permanently acquired by the Hamilton Military Museum is the property of the Corporation of the City of Hamilton. The City is under no obligation to return any such item. However, the staff Acquisition Committee and the Hamilton Historical Board will consider endorsing a request from the original donor for the return of an item, upon written request from the source to the Hamilton Military Museum. It will then be forwarded to the Parks and Recreation Committee and City Council for approval.

5.6.2 Requests for return must be passed to the staff Acquisition Committee by the curator for consideration and should be accompanied by a recommendation.

5.6.3 Any request for the return of a permanently acquired artifact by a relative/descendant of the original donor will not be considered unless accompanied by proof that this individual would have been the sole legal heir to the item had it not been given to the Hamilton Military Museum.

5.6.4 Any request to return an artifact to an owner who has previously received an income tax receipt for the item will not be considered.

5.7 LOST, STOLEN, MISSING

5.7.1 All thefts and/or missing items must be reported to the Manager of Cultural Services immediately and to the appropriate city department for insurance purposes.

5.7.2 All missing firearms must be reported to the Police immediately as per the current Firearms Act and its Regulations. The reporting of other types of missing material to the Police is at the discretion of the Curator.

5.7.3 Any item missing from the collection will be reported to the Manager of Cultural Services and noted in the collection register. All incidents will be investigated.

5.7.4 A stolen artifact, if not recovered in six months should be so indicated in the records.

5.7.5 Any insurance funds received as the result of a theft or damage claim are used to replace the artifact(s).

5.8 DESTRUCTION

5.8.1 The Curator will recommend destruction of artifacts that are deemed damaged beyond repair or that pose a threat to the collection, to the staff Acquisition Committee. The recommendation must be endorsed by the Hamilton Historical Board and then approved by the Parks and Recreation Committee and City Council.

5.8.2 Upon final approval for disposal by City Council, a firearm must be turned over to the Police for destruction. Other items are disposed of by the Curator and a witness.

6. EVALUATIONS

6.1 Evaluation may be carried out by the Curator, for income tax purposes, within the regulations issued by Revenue Canada.

6.2 Internal evaluations for insurance or other purposes may be carried out by the Curator.

This policy may not be altered without the endorsement of the Hamilton Department of Culture & Recreation, and approval of Hamilton City Council where appropriate.

July 1998

48.

CITY OF HAMILTON

- RECOMMENDATION -

AUG 2 4 1998

DATE: 1998 August 20
(TRA-GEN)

REPORT TO: Mr. J.J. Schatz, Secretary
Committee of the Whole

FROM: V. J. Abraham, M.C.I.P., R.P.P.
Director of Planning and Development

J.G. Pavelka, P.Eng.
Chief Administrative Officer

SUBJECT: Hamilton International Airport Master Plan (P&D)

RECOMMENDATIONS:

(a) That the City of Hamilton supports the long-term growth of Hamilton Airport and the related economic impacts for the Region;

(b) That the City of Hamilton requests that the portions of the Master Plan addressing the expansion of Runway 06-24 be deferred until such time as the anticipated noise impacts in the City of Hamilton from this expansion are addressed to Council's satisfaction;

(c) That a public process which includes consultation with the affected communities and stakeholders in the City of Hamilton be included in the resolution of the concerns identified in this report relative to the expansion of Runway 06-24; and,

(d) That a copy of this report be forwarded to the Federal Department of Transport, the Region of Hamilton-Wentworth, the Town of Ancaster, the Township of Glanbrook, and TradePort International Corporation.

V. J. Abraham

J. G. Pavelka

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

In 1996, the Regional Municipality of Hamilton-Wentworth entered into an agreement with TradePort International Corporation for the operation and management of Hamilton International Airport. Part of the transfer agreement requires TradePort to prepare a Master Plan for the Airport that incorporates the following:

- land use within the Airport and its surrounding lands (boundaries of Dickenson/Book Roads; the proposed Highway 6 extension; and the existing Highway 6);
- interim and permanent uses for the airport and surrounding lands; and,
- a review of the Noise Exposure Forecast Contours to designate preferred non-conflicting land uses to be incorporated into the Regional and Local Official Plans.

The Master Plan has been completed by AvGroup Consulting and has been submitted to various agencies, including the City of Hamilton, for comments. The purpose of this report is to summarize the Master Plan as it relates to the City of Hamilton and present recommendations to address any concerns arising from the Master Plan.

MASTER PLAN SUMMARY:

The Master Plan includes a land use plan that specifies the long term land use for the Airport, the current Airport Industrial Business Park, and expansions for both areas. The Master Plan, and the land use needs, have been developed through projections for long term needs of the Airport which includes: aircraft flights (passenger, cargo, and recreational); trends in aircraft flight; and the Southern Ontario Airport Study completed by Transport Canada.

Map No. 1 is appended to this report and identifies the land use plan for the airport. The following is a summary of the land uses and location:

- the existing Airport lands, which includes the terminal, runways, aprons, taxiways, the Warplane Heritage Museum, Hangars, radar, and fire facility remain;
- the Industrial Business Park lands remain in their current designation;
- lands north of the Airport (between the Airport and Dickenson Road West) are designated in two categories: Airside Commercial (lands adjacent to the Airport) and Airport Commercial (lands adjacent to Dickenson Road West);
- Lands west of the terminal area (located between the north-south runway and the long east-west runway) are to be held in reserve for two purposes: a future terminal (labelled "TR") and future Airport Commercial (lands fronting on the extension of Highway 6 and labelled "ACR").
- Lands for local/general commercial on Homestead Dr. and Airport Road.

Most commercial uses are to be for Airport Related purposes only. This implies that there will not be an expansion of commercial uses that could compete with commercially designated land in Hamilton (i.e. Upper James Street).

The Master Plan also includes various projects that will upgrade the Airport's facilities. These projects include runway upgrades and expansion; taxiway and apron improvements; and, radar improvements. These projects are forecasted to be completed over the next twenty years.

NOISE EXPOSURE FORECASTS:

One part of the Airport Master Plan is a review of the Noise Exposure Forecasts for Hamilton Airport. This is being done as the most recent forecasts were done in 1994. This was at a time when the Airport had different flight operations than what is projected. Noise exposure forecasts are used to project the noise influence from an Airport. TradePort International is setting a long term development plan for the Airport and it is necessary that noise forecasts be considered as part of this process. Noise Exposure Forecasts (NEF) are shown as contours on a map from 25 to 30. A NEF of 25 is the lower limit of noise impacts and means that the noise is sporadic in nature with some anticipated interference in activities at the specific location. An NEF of 30 or higher is significant; in these areas noise is consistent and would affect residentially used property. Generally residential uses are to be avoided in NEF 30 or higher. In between NEF 25 and NEF 30, noise impacts increase. These impacts can be mitigated through increased insulation, extra glazing of windows, air conditioning, as examples.

IMPLICATIONS FOR THE CITY OF HAMILTON:

The current noise impacts from the Airport in the City of Hamilton are only within a small portion of Allison and Kennedy West Neighbourhoods. The NEF 25 contour affects Allison Neighbourhood; the NEF 28 contour touches the south-east corner of Kennedy West Neighbourhood (in the commercial area only). The forecasts have been completed to the year 2017 based on two Scenarios:

Scenario 1:	East/West runway expansion to 10,000 ft. and other runways remain in effect at Hamilton Airport (the current situation);
Scenario 2:	Two runways remain in effect; the north-south runway is extended from its current length of 6,000 feet to 9,000 feet. This is the preferred alternative in the Master Plan.

Scenario 2 has the most significant impact in Hamilton. In this scenario, the 25 NEF would include half of Allison Neighbourhood; the western portion of Chappel West Neighbourhood; the south-east corner of Ryckmans Neighbourhood; and the south-west tip of Barnstown Neighbourhood (Map 2).

The Master Plan also identifies an area entitled the "Airport Influence Area"; areas 25 NEF or greater. This area is defined using the NEF Contours; the Airport Zoning (lands to which height restrictions apply under the Federal Aviation Act); and the Airport Development Plan. Other than what was described above for the NEF Contours, there is no impact on lands in the City of

Hamilton with the definition of the Airport Influence Area.

The Master Plan includes the following comment, in relation to the intended runway expansion:

> "The expansion of Runway 06-24 to 2,743 m (9,000 feet) could also be used to mitigate noise impacts on the community". It appears that this statement relates to mitigating existing noise impacts in Ancaster and Glanbrook. The Master Plan does not address the implications of increased noise impacts in the City of Hamilton.

COMMENTS:

1. The Master Plan has identified the preferred land use for Hamilton Airport. Long term development of the Airport will have positive economic impacts in the Region, including the City of Hamilton. This is a benefit to the City of Hamilton.

2. The Master Plan, as indicated previously, does contain recommendations to expand the north-south runway to 9,000 feet. This expansion will increase the noise impacts in the City of Hamilton. To address all noise impacts, the Master Plan includes the following recommendations:

> "The Region of Hamilton-Wentworth, the City of Hamilton, the Town of Ancaster, and the Township of Glanbrook adopt the following policies based on the 1996 NEF Contours:
>
> a. for lands currently identified as Residential under official plans - that no residential or other noise sensitive land uses be permitted in areas identified as NEF 30 or greater;
> b. for lands currently designated as Agricultural - that no new rural residential subdivisions or other noise sensitive uses be permitted in areas identified as NEF 25 or greater;
> c. for lands currently designated as agricultural - that the re-designation of these lands to residential uses not be permitted in areas identified as NEF 25 or greater.
> d. that the existing Hamilton-Wentworth Airport Influence Area be expanded to include those lands identified under the NEF 25 contour or greater, based on the 1996 NEF contours.
> e. The Region of Hamilton-Wentworth, the City of Hamilton, the Town of Ancaster, and the Township of Glanbrook adopt stricter

sound insulation requirements for all new residential units constructed within the expanded Airport Influence area. Requirements would address:

- exterior insulation factors
- exterior wall and roof assemblies
- mechanical ventilation/air conditioning
- exterior wall openings
- window glazing"

These recommendations have significant impacts in the City of Hamilton, particularly recommendation e). Within the neighbourhoods in the NEF 25 contour, there are existing residential subdivisions that have existed for numerous years (e.g. Kennedy West and Allison). Three of the neighbourhoods have completed neighbourhood plans which includes complete development of the neighbourhood for primarily residential use. Allison, Ryckmans, and Barnstown Neighbourhoods also have newly developing subdivisions in various stages of approval and development: draft approval, final approval, registration, under construction. In the most significantly impacted neighbourhood, Allison, the majority of the land is either developed, under construction, or has already received subdivision approval (draft plan). It is too late to require the developers to institute the above requirements proposed in the Master Plan. Approval of the Master Plan, as proposed, would lead to increased noise impacts in the neighbourhoods in Hamilton for which the recommended noise mitigation cannot be implemented through the development approval process. This means that the homeowners will have to institute whatever means they can to mitigate the noise, at their own expense.

The Master Plan should address this point or allow for some process to further investigate impacts and possible solutions. This is particularly true in Hamilton where it is expected that the noise impacts which have not previously existed and will likely exist from the runway expansion likely cannot be mitigated through the development approval process, as suggested in the Master Plan.

3. The City of Hamilton's Official Plan contains the following policies:

"C.9.1 In accordance with the Regional Official Plan, Council may, when considering development and/or redevelopment that is subject to noise exposure forecast contours (Federal Department of Transport) in the area around the Hamilton Civic Airport, require the appropriate Federal and Provincial land use guidelines and noise abatement measures.

C.9.2 Further to Policy C.9.1, prior to approving future residential development

affected by a noise exposure forecast contour of 28 or greater, Council will require the proponent of such development to undertake any or all of the following:

i) Submit a detailed noise study prepared by a qualified expert outlining the required noise insulation features in the design of the building;
ii) Satisfy Council that appropriate noise insulation features have been provided in the construction of building in accordance with Provincial standards; and,
iii) Inform prospective tenants or purchasers of residential units that aircraft noise may interfere with certain activities. Such a warning provision will be required to be included as a clause in a development agreement and subdivision agreement."

These policies address the NEF 28 contour. Lands between NEF 25 and NEF 28 would not be captured by the above policies. In order to implement the recommendations of the Master Plan, an Official Plan Amendment would be required. In terms of amending the City's Official Plan to address recommendation e) regarding noise impacts, it is recommended that Council defer this until the noise mitigation impacts are appropriately addressed, to Council's satisfaction.

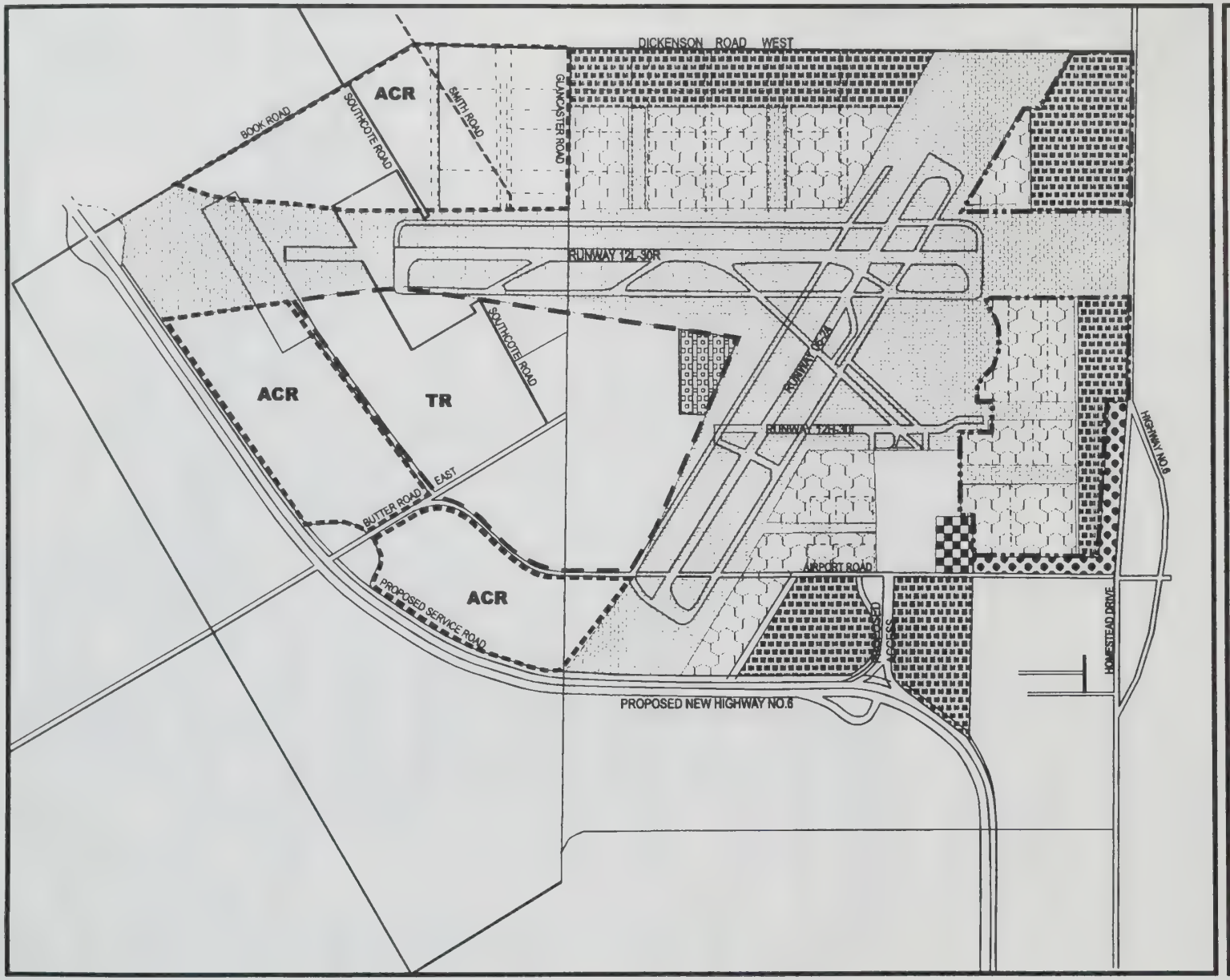
4. In addition to the above, the resolution of the anticipated noise impacts should include the affected communities. It is suggested that this should involve the Council representatives, the residents, and the developers building the subdivisions (or the Homebuilders Association). A process to incorporate meaningful public input must be a component of the resolution of these noise impacts.

CONCLUSION:

Growth at Hamilton Airport will lead to positive economic impacts throughout the Region, including the City of Hamilton. However, there is some concern that growth at the Airport may unduly impact land use within the City of Hamilton. The Airport Operator and various levels of government should address the expected noise impacts prior to finalizing the Master Plan and the related NEF contours.

MLT/FD

MAP #1



HAMILTON INTERNATIONAL AIRPORT

MASTER PLAN

LEGEND

- AIR SIDE COMMERCIAL
- AIRPORT COMMERCIAL
- GENERAL COMMERCIAL
- AIR TERMINAL RESERVE
- CANADIAN WARPLANE HERITAGE MUSEUM
- TR — TERMINAL RESERVE
- ACR — AIRPORT COMMERCIAL RESERVE
- AIR SIDE RESERVE
- AIRPORT SUPPORT
- AIRPORT INDUSTRIAL BUSINESS PARK

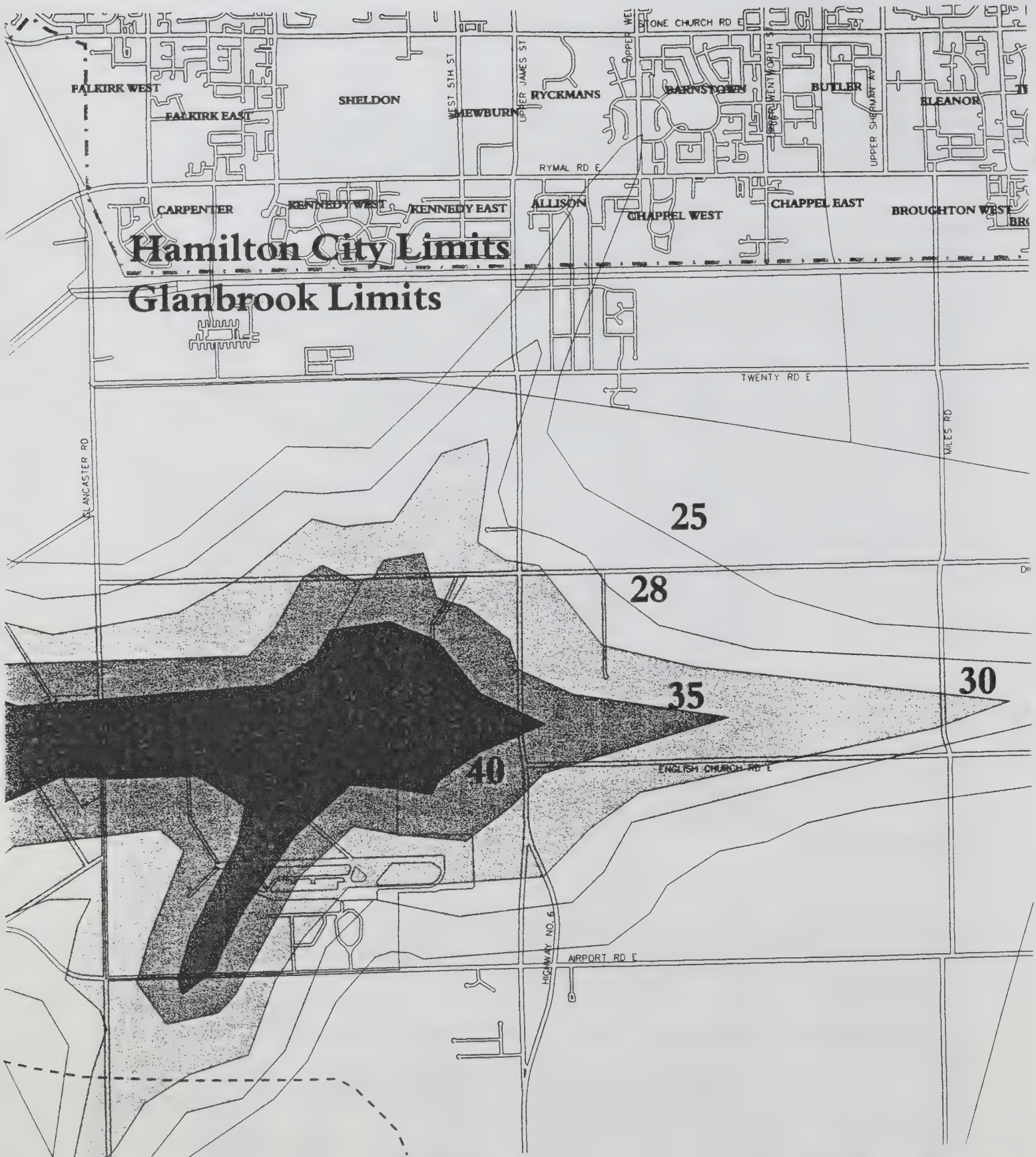
SCALE

0 50 100 300 500 700

METRES

NORTH

DEVELOPMENT CONCEPT



HAMILTON INTERNATIONAL AIRPORT

MASTER PLAN MAP 2

NOISE EXPOSURE PROJECTION CONTOURS-2017 SCENARIO 2

NTS

49.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 24
(ENV-RHWS)

REPORT TO: J.J Schatz, Secretary
Committee of the Whole

FROM: V. J. Abraham, M.C.I.P., R.P.P.
Director of Planning and Development

J.G. Pavelka, P.Eng.,
Chief Administrative Officer

SUBJECT: Endorsement of the Red Hill Creek Watershed Plan

RECOMMENDATIONS:

a) That The City of Hamilton endorses the Red Hill Creek Watershed Plan as contained in APPENDIX "A";

b) That the Director of the Planning and Development Department, as the City's stakeholder in the Watershed planning process, be authorized to sign the Watershed Plan, which encourages the City's commitment to working towards the implementation of the actions of the Plan; and,

c) That the City Clerk be requested to advise the Regional Clerk of the City's decision.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

There are a number of projects listed in APPENDIX "B". However, the completion of these projects is dependent on funds and staff being available to complete the projects.

BACKGROUND:

- Watershed Planning Process

  As part of the on-going work associated with the north/south portion of the Expressway, the Region prepared a Watershed Plan for the Red Hill Creek. The purpose of this Plan is to identify actions - both long term and short term - which promote the environmental, social and economic sustainability of the Red Hill Creek watershed. It will guide decision making for all levels of government, agencies, groups and individuals who live, work or play in the watershed.

- Staff Input

  At the onset of the Plan, the Region identified "key stakeholders" in the watershed. They included representatives from community groups, three area municipalities, the Region, Provincial and Federal agencies, Conservation Authority, private interest groups. The role of the stakeholder is identify problems and implement the actions that are established thorough the Watershed Plan. Victor Abraham represented the City as a stakeholder.

  In addition to the stakeholders, a number of staff from the Public Works and Traffic, Planning and Development, Culture and Recreation, Regional Environment Department were participants in the working groups. The working groups were broken down into the following areas:

  - Economic Development and Land Use;
  - Community Action, Education and Awareness;
  - Water;
  - Social Development and Health;
  - Habitat Protection and Restoration; and,
  - Trails, Open Space, recreation and Cultural Heritage.

  The working groups were represented by people who have in depth knowledge in a specific subject area.

- Tasks in the Watershed Plan

  A very important component of the process was the development of the Participation Agreement by the Stakeholders. This agreement prescribed the timing for the completion of the Watershed plan, an outline of the technical details of the watershed plan and the relationships between the stakeholders.

  In October, 1997, the State of the Watershed report was completed. With the assistance of a variety of consultants, the Plan identified both problems and opportunities in the

areas of soils and geology, ground and surface water, fisheries, streams, water quality, terrestrial resources, contaminants, air quality, land use, trails, open space and recreation. With this information, residents and visitors of the watershed may foster relationships with special interest groups, government, agencies, individuals and community groups.

The working groups, identified above, met on several occasions to identify specific issues that should be addressed, objectives to be achieved and the actions required to implement the objective. Each group published an issue paper. Issues include:

- the volume, frequency and velocity of storm water runoff
- erosion and sediment control;
- bacterial levels in the creek;
- ground water quality;
- natural habitats which have been degraded, eliminated or threatened;
- the lack of knowledge about the environmental/cultural elements of the watershed;
- the restoration and remidiation of negative impacts of past development;
- the need for clear direction to ensure development meets watershed and sustainablity objectives;
- air quality;
- meterological effects of red hill valley
- knowledge about health and safety concerns (i.e land fill site, polluted creeks)about certain elements in the watershed; and,
- the lack of data on cultural heritage, demand for open space and recreational activities required prior to government making decisions affecting this area.

The Watershed Plan details the issues, objectives and the necessary actions required to implement them.

ROLE OF THE CITY

As part of the process, city staff was requested to identify what actions/programs are on-going or will be done in the future that would implement the objectives of the Watershed Plan. It was clear these actions/programs were based on the City's ability to undertake them both financially and staffing availability.

As part of the commitment to the Plan, each stakeholder has been requested to sign the Plan to *"in good faith, work towards implementation of actions for which we gave a Lead, or Partnering Role."* In this regard, the Director of the Planning and Development Department, the City's stakeholder representative, be authorised to sign the Plan on behalf of the City.

STATUS OF PROJECTS

APPENDIX "B" contains a list of all the actions by the various stakeholders. There are two types of involvement "Lead" and "Partner". The "Lead" requires that department/group/agency to be responsible for initiating, coordinating or facilitating the project; however, assistance will be requested from other groups/departments/agencies that have an interest in it. The "Partner" role requires participation in the project only.

The City of Hamilton would be involved in projects identified in the Plan in both the Lead and partner capacities.

The following is a list of actions that are funded and are currently underway or will be underway in the near future:

- Restore natural channels (3)[1]
- Glendale Golf Course (Montgomery Creek) Enhancement (36);
- Stewardship on public lands (61):
- Natural Habitat and Development Control Process (64);
- Habitat Conservation Through Land Use Planning (67);
- Sign for Washrooms at Kings Forest Golf Course (78);
- Open Space Zoning By-law amendment (106); and,
- Watershed related polices in Official Plan (107).

In addition, the Parks Division of the Public Works Department is undertaking an Open Space Corridor study. Part of the study deals with the identification and prioritization of trails. Once this plan is completed and funding is in place then the City will be in a better position to identify which of the trails that are identified in projects 84 to 96 will be completed.

The remaining projects have no specific time commitment or allocation of funds.

SUMMARY

The Red Hill Creek Watershed Plan is intended to guide decision making for stakeholders for the purposes of achieving economic, social sustainability within the watershed. The Plan encompasses both long and short term projects. Based on the lists above, the City is currently implementing a number of projects. As funds and time commitments become available, it would be the City's intent to pursue the other actions.

---

[1]The number in brackets represents the Project # in APPENDIX "B"

CONCLUSION

Based on the above, it is appropriate the City endorse the Red Hill Creek Watershed Plan.

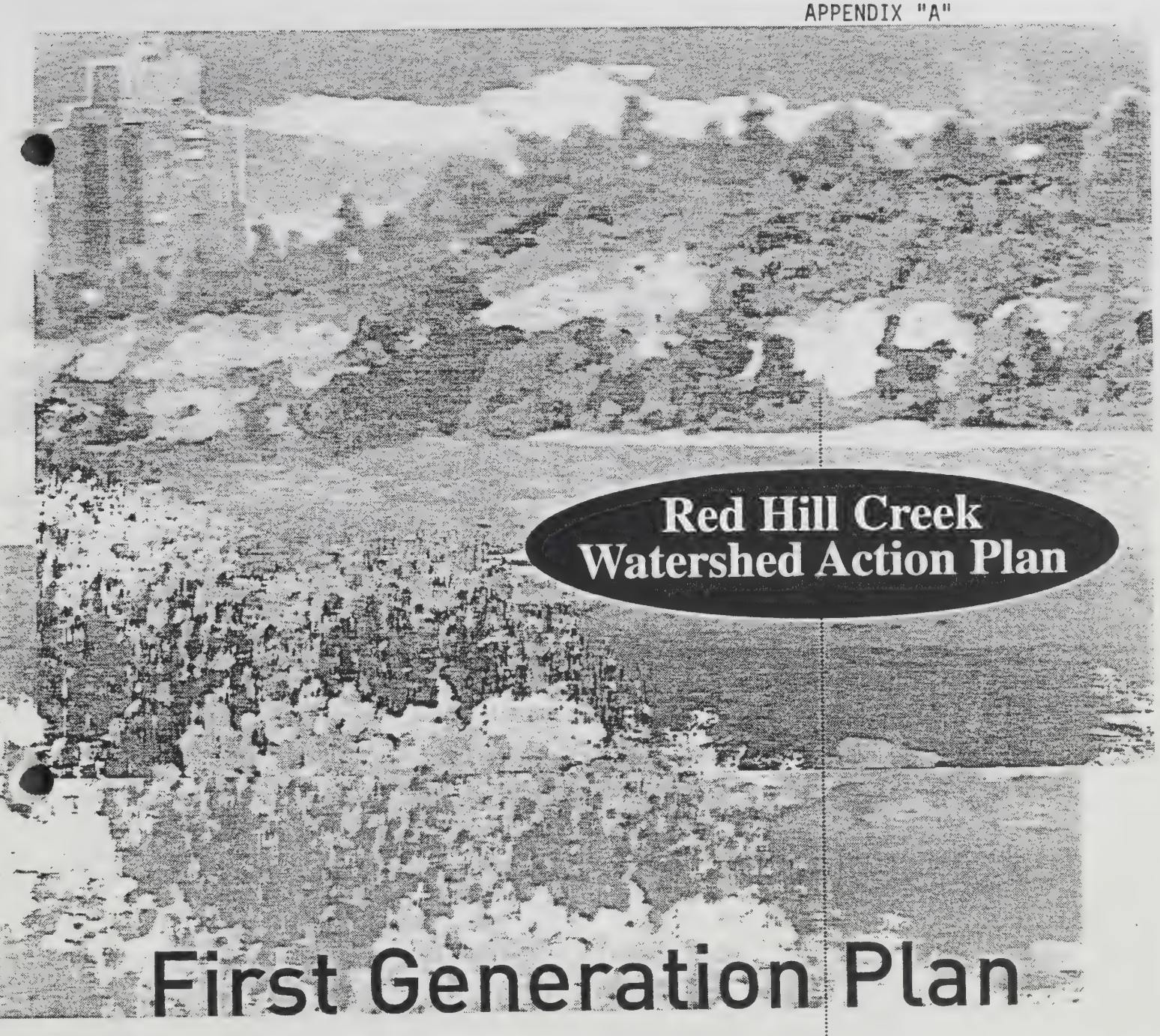
JHE

c:\miscplan\watershe.rpt

cc. Werner Plessl
Public Works Department

Ross Fair
Culture and Recreation Department

APPENDIX "A"



Red Hill Creek Watershed Action Plan

First Generation Plan

FINAL DRAFT April 1998

Commitment from Stakeholders

The undersigned Stakeholders in the Red Hill Creek Watershed Planning Process will, in good faith, work toward implementation of those actions for which we have a Lead, or Partnering role. (to be completed)

The Stakeholders developed this Plan with co-ordination and support services provided by the Transportation and Environment Departments at the Regional Municipality of Hamilton-Wentworth.

Special thanks to Gil Moore and Tina Gerrity at the Special Projects Office, Transportation Department.

Graphic Design by Jack Sprat (Cover illustration by Bill Whitehead)

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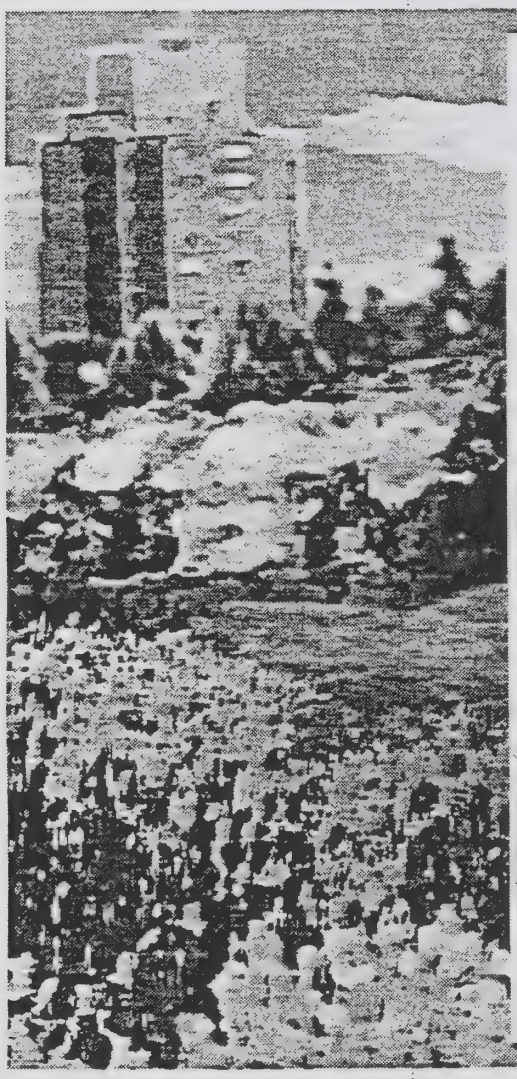
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1 A Collective Vision for the Watershed



In the year 2018.....

Our children and grandchildren toast those who, in spite of the challenges, collaborated to pass along a healthy and natural watershed in a caring and committed community.

Residents of this Watershed, both human and other species, mark 1998 as a great turning point for the Watershed, when decades of cumulative degradation began to be reversed. Concerns about human and industrial wastes in the creek waters is a fading memory, and the extreme flooding of the past has been replaced by a flow regime based on natural seasonal cycles.

The stream is once again healthy, supporting a diversity of aquatic life in a vibrant landscape. Natural areas are interconnected and evidence that wildlife is valued abounds.

Valley lands are especially valued as a place to demonstrate respect for all creatures and for the community to enjoy reasoned human activity.

Business, community and government organizations integrate their efforts to restore the natural capital wherever feasible, demonstrate sustainable development and pass on a well managed watershed to the next generation.

The Red Hill Creek Watershed has become known as one of the preferred places in Ontario to live because living in harmony with the natural environment is a priority..

The Watershed gives the community a sense of place so that shared stewardship is evidenced by the actions of all. All find renewal here and visitors come to learn the meaning of a commitment to sustainability.

This vision reflects ideas provided by the Stakeholders at gatherings on October 24 and November 6, 1997.

The Watershed Planning Process

The Purpose of the Watershed Plan

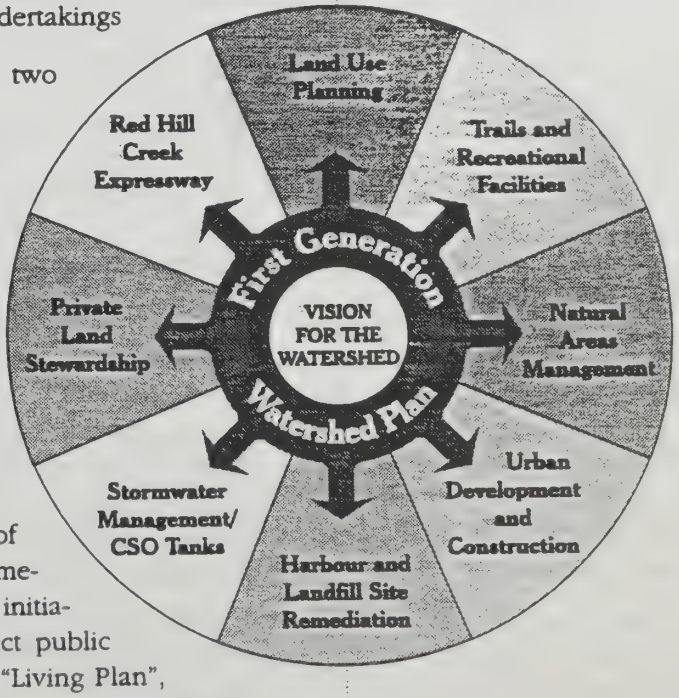
The purpose of this Watershed Plan is to provide goals, objectives and general guidance for land and infrastructure development, conservation, restoration and rehabilitation efforts within the Watershed that reflect community values and enjoy political support. Thus all decision makers will be better informed in addressing matters that affect the Red Hill Creek Watershed. The Plan will inform those working on the following planning, development and restoration initiatives:

- Study and Protection of Natural Features
- Restoration of Degraded and Humanly Modified Creeks and Streams
- Restoration of Wildlife Habitat
- Hiking/Cycling Trail Planning, Construction & Maintenance
- Ongoing Residential, Commercial and Industrial Construction
- Ongoing Recreational Facility Design, Construction and Maintenance
- Official Plan Reviews, Secondary Planning, Neighbourhood Planning, Master Planning
- Landfill Site Remediation (Assessment, Planning and Implementation)
- Windermere Basin Planning Process
- Combined Sewer Overflow Systems (Assessment, Design and Construction)
- Stormwater Management (Assessment, Design and Construction)
- Household and Property Management by Watershed Residents and Property Owners
- Implementation of the Hamilton Harbour Remedial Action Plan
- Transportation Projects including the Red Hill Creek Expressway
- Environmental Assessments Required for the Above Undertakings

The Watershed Planning process assists decision makers in two ways:

a) The "***State of the Watershed***" report and related technical background reports provide a convenient reference to key features and an overview of current conditions. Through this report, decision makers now have a shared understanding of the Watershed as a basis for their actions.

b) The Watershed Plan outlines the shared concerns of participants and describes the actions that should be taken to address those issues in the near future.



This is a First Generation Watershed Plan that reflects the set of issues that the Stakeholders Group felt should be addressed immediately. Issues to be considered in future Watershed planning initiatives are listed in the Appendix. All who contributed expect public authorities to take on the challenge of maintaining this as a "Living Plan", periodically reviewing and updating it in a similar collegial effort to that which led to this product.

Ecosystem-based Planning and Watershed Plans

The Red Hill Creek Watershed is an ecosystem, consisting of air, land, water and living organisms, including humans, that all interact within the Watershed's boundaries.

Actions affecting one component, such as land, have effects on the others. In the past, decisions and actions have been taken in response to the needs of the human community without fully considering the impacts on the overall Red Hill Creek Watershed ecosystem. Over time this has resulted in the social, economic and environmental conditions and issues described in the ***"State of the Watershed"*** report and this Watershed Plan.

In response to world-wide concerns about the overall well being of ecosystems, new methods of planning are now being used at all levels of decision making. A watershed plan is one example of this "ecosystem-based" approach to planning. The ecosystem approach recognizes human dependence on and responsibility for natural features and functions. Unlike conventional planning, this approach sets objectives for ecosystem well-being along with social, economic and political goals. The boundaries used are based on natural processes such as drainage, not on human concerns, such as municipal boundaries.

Ecosystem-based planning also respects the fact that ecosystem interactions and functions are sometimes complex, unpredictable and limited in their ability to withstand stress from human activities. It requires an emphasis on long-term thinking and an understanding of the future effects of planning decisions. The actions recommended must be flexible enough to adapt to opportunities or problems which might not be obvious to us today. Ecosystem-based planning is consistent with Hamilton-Wentworth's sustainability goals as described in Vision 2020.

The Niagara Escarpment and Ontario's First Ecosystem Based Plan

The most prominent geographical feature in the Red Hill Creek Watershed is the Niagara Escarpment, known locally as "the Mountain". The Escarpment curves through the Watershed. This limestone ridge stretches 725 km. from Queenston to the tip of the Bruce Peninsula. The rock formations of the Escarpment support a rich variety of plant and animal species. Some of these species are unusual or rare.

In 1973 the Provincial government recognized the importance of the Niagara Escarpment by creating legislation requiring a special plan to protect the unique natural ecosystems found along its length. The Niagara Escarpment Plan passed in 1985 was the first land use plan in Ontario to cover an area defined largely by natural, not political boundaries. In 1990 UNESCO (United Nations Educational, Scientific and Cultural Organization) added to the Escarpment's international significance by designating it a World Biosphere Reserve.

The Niagara Escarpment Plan plays an important part in protecting and conserving the natural features of the Red Hill Creek Watershed.

Participants in the Watershed Planning Process

This Watershed Plan was developed through a multi-stakeholder process. In May 1997 approximately 30 Stakeholders representing community groups, municipalities, businesses, federal and provincial agencies and major institutions agreed to work together on a plan for the Red Hill Creek Watershed. Each stakeholder brought their organization's area of interest or mandated responsibility to the table. Other participants included individuals who were members of working groups established by the Stakeholders. The watershed planning process was sponsored and co-ordinated by the Region of Hamilton-Wentworth as part of its commitment to study the entire Watershed in order to assess the impacts of the proposed Red Hill Creek Expressway. A team of technical consultants reporting to the Region's staff co-ordinator conducted background studies and assisted participants throughout the process.

The following were Participants in the Watershed Planning Process:

(Names of Stakeholder Representatives are underlined)

Hamilton Region Conservation Authority: Ben Vanderbrug, Bruce Duncan, Scott Konkle, Tony Horvat

Watershed Action Toward Environmental Responsibility: Linda Lukasik

Hamilton-Halton Homebuilder's Assoc.: Sergio Manchia, John Ariens, Scott Llewellyn, Adi Irani

Region of Hamilton-Wentworth: Jim Thoms, Judith Szekely, Eugene Chajka, Cathy Plosz, John Fortuna, Gary Moore, Chris Murray, Phil Jensen

Taro Aggregates: Wayne Jackson

Waterfront Regeneration Trust: Tija Luste, Tony Wagner

City of Stoney Creek: Paul Cripps, Marilyn Ridout, Paul Moore, Paul Smithson

Glendale Golf & Country Club: Mike Cote

Niagara Escarpment Commission: Anne Redish, Debbie Ramsay

Community Action Parkdale East: Al Churchill

McMaster University: Brian McCarry

Ontario Ministry of Environment & Energy: Stan Irwin, Frank Dobroff, Trevor Pawson, Tracy Kooiman, Dennis Corr

City of Hamilton: Victor Abraham, Joanne Hickey-Evans, Penny Ulbinas, Dave Cowan, Werner Plessel, Bill Janssen

Red Hill Developments: Bill Robertson

Fisheries & Oceans Canada: Ed DeBruyn

Hamilton Naturalist's Club: Brian McHattie

Township of Glanbrook: Morgan Pirie

Hamilton Mountain Sunrise Rotary Club: Greg Pyc

Mohawk College: Dick Raha

Urbex Engineering: Angelo Camaracci

Hamilton Harbour Remedial Action Plan: Louise Knox

Red Hill Volunteers: John Struger

Hamilton Board of Education: Stella Gibson

Fish & Wildlife Habitat Restoration Project: John Hall

Ontario Realty Corporation: Peter Scott

Hamilton-Wentworth Heritage Association: Stewart Leslie

Bruce Trail Association: Ian Reid

Ontario Ministry of Transportation: Fred Leech, Ram Dharamdial, Cindy Mitton-Wilkie, Sandy Nairn

Hamilton Mountain Rotary Club: Jack Lawlor

Bay Area Restoration Council: Konrad Brenner, Brent Bullough

Green Venture: Heather Donison

Hamilton Harbour Watershed Stewardship Program: Joanne Rzadki

H-W Region Cycling Committee: Clare Mitchell

These Regional staff and consultants provided technical and coordination support:

Pamela Hubbard, Watershed Plan Coordinator

Mary Ellen Scanlon, Consultation and Communication Coordinator

Derek Doyle, UMA Engineering Ltd., Stakeholder Facilitator

Philips Planning and Engineering Limited

Dougan and Associates

C. Portt & Associates

Water Regime Investigations & Simulations Ltd.

Terraqua Investigations Limited

Archaeological Services Inc.

M.M. Dillon Limited

Dr. George Dixon

Peto McCallum Ltd.

Cartologix Corporation

Jack Sprat Design

Description of the Watershed Planning Process

The first few Stakeholder meetings involved establishing a schedule and creating ground rules for the process. These ground rules are included in the Appendix to this Plan.

Stakeholders identified six theme areas and established working groups to address these rhemes:

- Trails, Open Space, Recreation and Cultural Heritage
- Habitat Protection and Restoration
- Water
- Social Development and Health
- Economic Development and Land Use
- Community Action, Education and Awareness

The Working Groups were made up of Stakeholder representatives as well as other individuals who had an interest in the theme area. The Working Groups assisted in the development of the State of the Watershed Report, reviewed technical background reports and identified the issues and actions which should be given priority attention in the Watershed Plan. Please refer to Chart 1 in the Appendix for a summary of steps in the Watershed planning process.

Glossary of Terms

Certain words or phrases used in this Plan may be unfamiliar to some readers. Please refer to the definitions provided in the sidebars throughout the Plan. Glossary definitions borrowed from "Watershed Action Plan," Ontario Ministry of Natural Resources, in press, May 1998.

General Definitions

Stakeholders *– the individuals or groups that have a vested interest in a particular issue or area.*

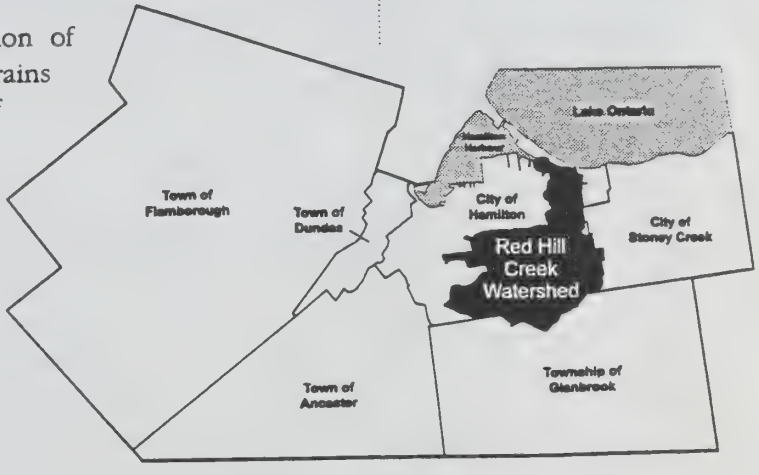
Stewardship *– the act of taking responsibility for the well-being of the natural environment.*

Best Management Practices (BMP) *– practical solutions used to deal with soil and water conservation and health concerns. These may include techniques used to manage agricultural and urban runoff, or modify agricultural waste management.*

The Red Hill Creek Watershed

General Description of the Watershed

The Red Hill Creek Watershed is situated in the Region of Hamilton-Wentworth. It covers an area of 64 km² and drains into Hamilton Harbour. Its boundaries represent the area of land that drains into the Red Hill Creek and its tributaries, Hannon Creek, Davis Creek and Montgomery Creek. These boundaries include portions of three municipalities: the City of Hamilton (80 percent of the Watershed), the City of Stoney Creek (15 percent), and the Township of Glanbrook (5 percent). The boundaries include Windemere Basin but the exact drainage boundaries for this area have not been determined.

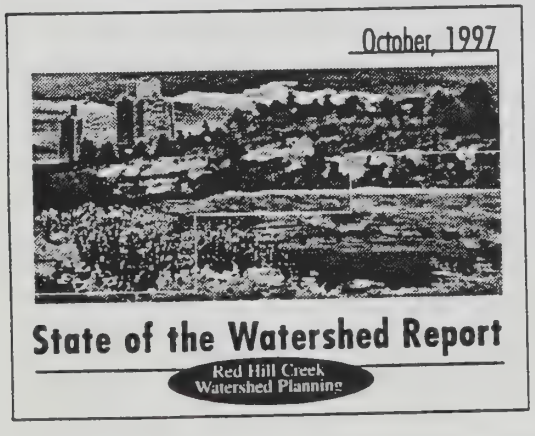


Map 1 - Location of Red Hill Creek Watershed

The State of the Red Hill Creek Watershed

A ***"State of the Watershed"*** report has been prepared as part of this planning process. It presents what is known about air, land and water as well as important conclusions about conditions in the Watershed. The Report represents the combined knowledge and expertise of participants and a team of technical consultants. Reference should be made to this Report for detailed information about the Watershed.

The Red Hill Creek Watershed is one of the major watersheds feeding into Hamilton Harbour. Actions in the Watershed have implications for the Remedial Action Plan for the Harbour. The presence of the Niagara Escarpment, which has been designated a World Biosphere Reserve, gives the Watershed added significance on an international level.



Within the Red Hill Creek Watershed, there are seven distinct subwatersheds. At present, 60 percent of the Watershed has urban type drainage (i.e. rain is collected or conveyed in storm sewers, catchbasins, roadways or channelized watercourses). In about 45 percent of this area, storm water runoff is combined with "sanitary" sewage from residences and other buildings, which contributes to water quality problems in the Creek systems.

About 77 percent of the Watershed is currently developed. Of the remaining 23 percent, a further 12 percent is already in various stages of approval for development. The population of the Watershed is 138,760 (1996 census).

A watershed is generally described as the land drained by a river or creek and its tributaries. In urbanized parts of this Watershed the boundaries include the areas serviced by storm sewers that discharge to the Red Hill Creek. In less urbanized parts of the Watershed, the boundaries include lands where rain and snowmelt drain into the tributaries of the Creek.

The Watershed has a diverse economy including retail and service commercial, medical and professional services, residential development and construction, and industrial activities. Nearly half of the retail space in Hamilton is found within the Watershed's boundaries. The recreational and natural features of the Watershed represent opportunities for future economic activities.

In spite of the impacts of decades of human activity, the Watershed supports a diverse community. As many as 300 species of birds, mammals, butterflies, amphibians and reptiles live in or migrate through the area. Natural habitats within the Watershed include Carolinian floodplain forests, escarpment complex communities, wetlands, plantations, and successional meadows and thickets. The Red Hill Creek Valley contains nationally, provincially and regionally rare plant communities and supports important ecological functions including seasonal bird migrations, waterfowl nesting and staging and wildlife movement. The Regional Official Plan identifies four Environmentally Significant Areas based on their biophysical resources.

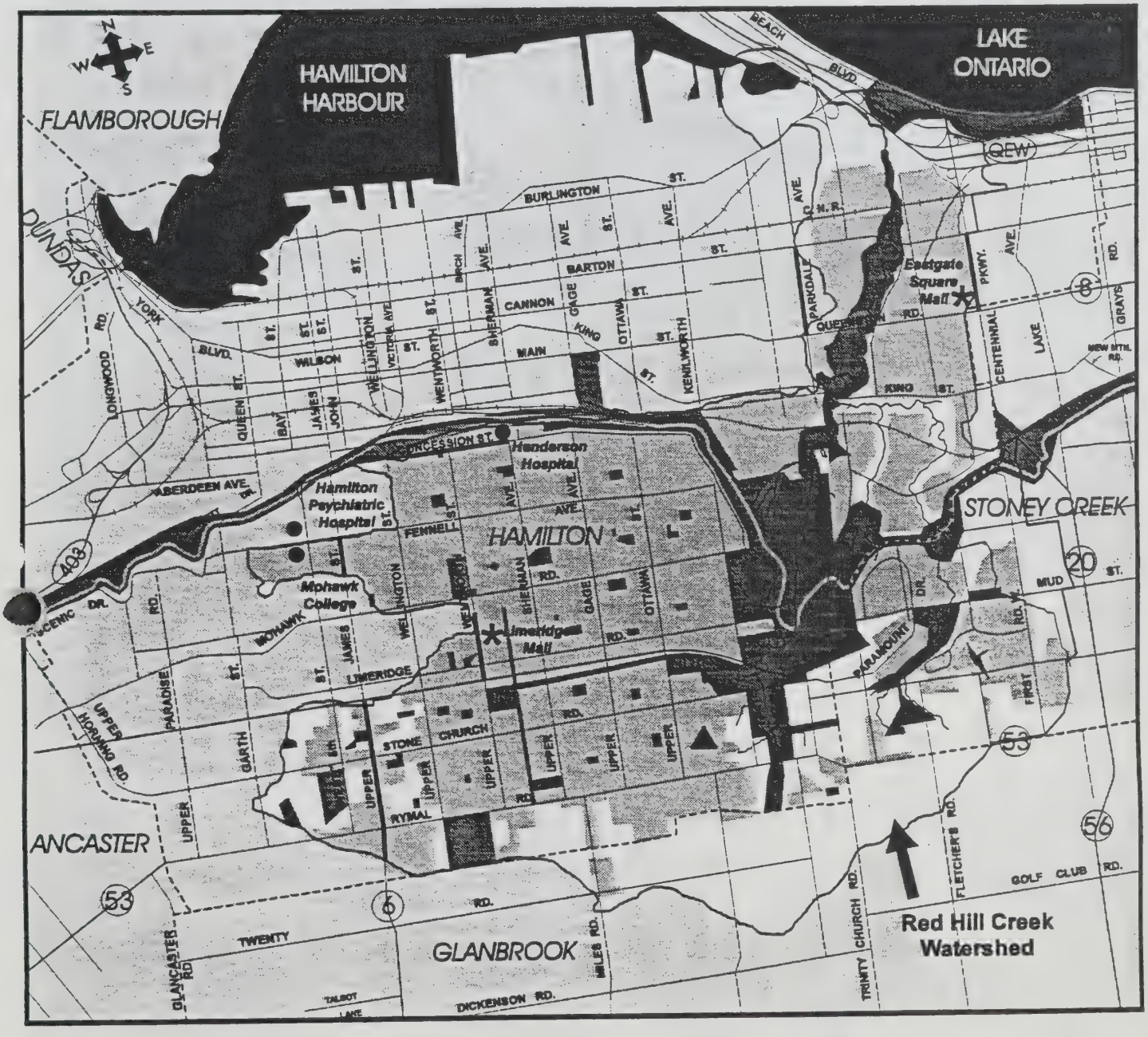
The water quality in Red Hill Creek is better than expected for an urban stream except during periods of high runoff when combined sewers results in contamination. As an urban stream its water quality can generally be described as poor due to the presence of contaminants such as metals, coliform bacteria and nutrients.

Soils in the watershed are composed mainly of clay till with silt deposits at the southwest watershed limits and clay deposits at the southeast watershed limits. On the Mountain, soils are composed of fine sand. Alluvial soils (fine-grained fertile soils consisting of mud, silt and sand deposited by flowing water) line the base of the Red Hill Creek Valley. Erodibility of the soils is low except where silt and fine sand deposits occur.

Due to urbanization, removal of vegetation along banks, structures and channelization, portions of some creeks in the Watershed are highly unstable, meaning there is evidence of high rates of erosion.

The ***"State of the Watershed"*** report confirms that human activities, over many decades, have seriously impacted natural features, processes and functions. Although the effects of extensive urbanization cannot be reversed there are still opportunities for positive changes to occur. In recent years, we have come to understand that the natural and human functions of watersheds are interconnected systems. Watershed planning helps guide human activities to ensure that future impacts are minimized and some of the impacts of the past are remedied.

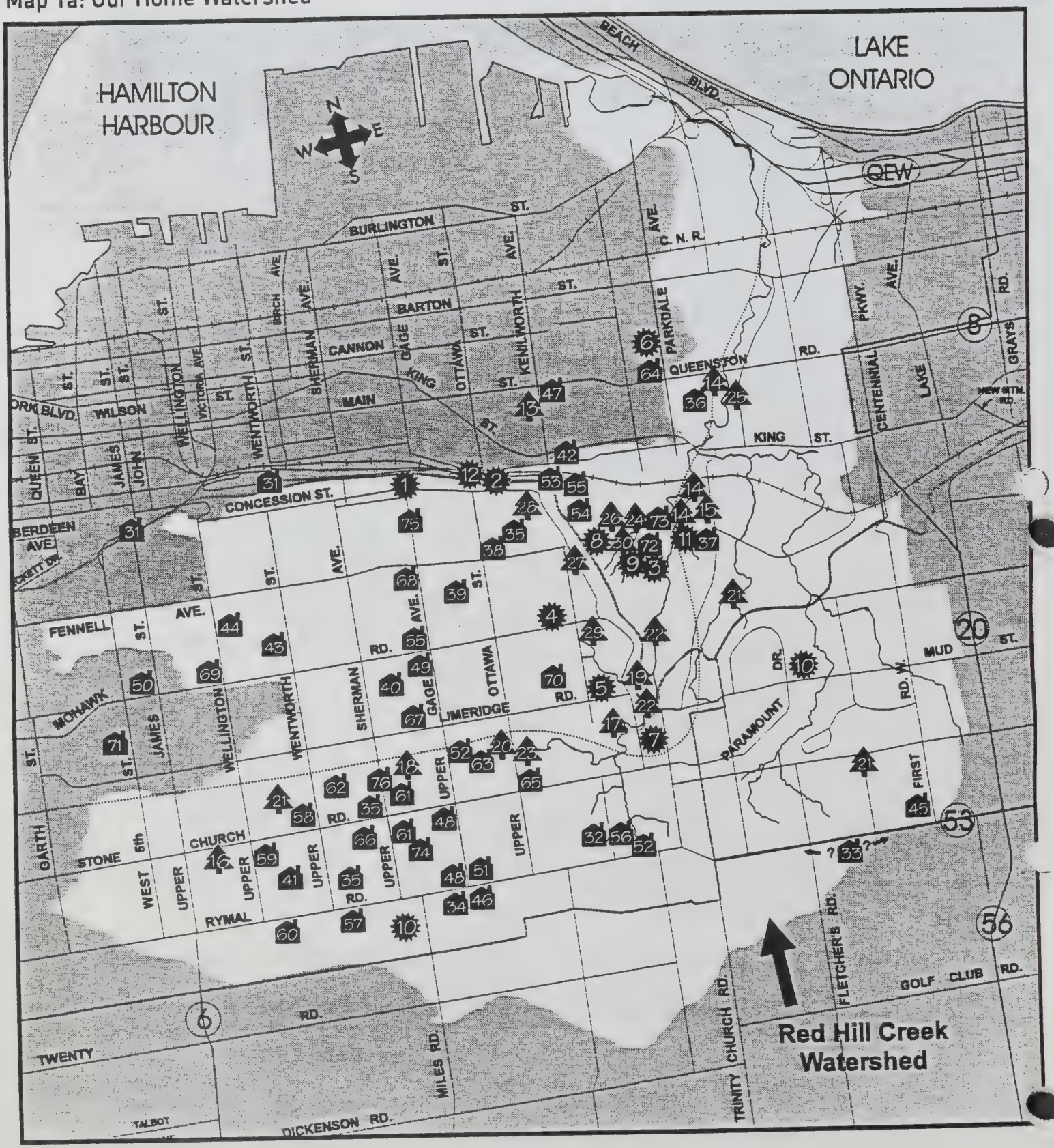
Map 1: General Map of the Watershed



Legend

- Major Institution
- Major Commercial Centre
- Major Commercial Street
- Business Park
- Urbanized Area Within the Watershed
- Major Recreation / Public Open Spaces
- Niagara Escarpment

Map 1a: Our Home Watershed



Historic Memories

1. *Mtn. Park Sunday Sing-Alongs*
2. *Toboggan hills*
3. *Wards Hill sledding*
4. *Drive-in (50 yrs. ago)*
5. *Drive-in (40 yrs. ago)*
6. *Wondergrove Dance Hall*
7. *Dance hall (50 yrs. ago)*
8. *Water tower with ice rinks*
9. *Christmas trees were burned here*
10. *Horseback riding*
11. *Fire Range Gun Club, where police used to practice*
12. *Old reservoir (swimming pool, park)*

Historic Natural Features

13. *Tiger Smith Marsh with muskrats (50 yrs. ago)*
14. *Swimming hole*
15. *Harris' swimming pool*
16. *Walker Pool*
17. *Pond*
18. *Pond for Red Hill Creek*
19. *Falls*
20. *Devils Rapids*
21. *Caves*
22. *Natural gas*
23. *Chub fishing*
24. *Sucker fishing*
25. *Fising for pumpkin Sseed sunfish, rock bass, suckers (50 yrs. ago)*
26. *Grouse, pheasants (70's), deer, foxes (70's-present)*
27. *Foxes*
28. *Sherwood Forest*
29. *Forest*
30. *Marsh, bulrushes*

Historic Cultural Built Features

31. *Incline Railway*
32. *Rymal Train Station*
33. *House with streetcar behind it*
34. *Four acre farm*
35. *Old barn/silo*
36. *Speers orchard*
37. *Orchard of peaches, apples, grapes*
38. *Felker farmhouse (40 yrs. ago)*
39. *Simmons farm*
40. *Comby farm 1920's*
41. *Comby farm 1970's*
42. *Farm sold out for school*
43. *Hunt farm*
44. *Farmhouse (50 yrs. ago)*
45. *CKOC radio tower*
46. *General store*
47. *Blacksmith shop, market gardening (50 yrs. ago)*
48. *Gas station*
49. *Car wash*
50. *Early stopping area for travellers*
51. *Hydro transformer*
52. *Old rock quarry*
53. *Brickyard with water tap (50 yrs. ago)*
54. *Clay storage for brickyards*
55. *Lumber yards*
56. *Hannon Family home*
57. *Horning home*
58. *Tin house*
59. *Young Family plot*
60. *Turner Family*
61. *House on hill*
62. *Old house (1960)*
63. *Round house*
64. *RCMP post in a log cabin*
65. *C.D. School (1940)*
66. *Barn School*
67. *Conley School*
68. *Old School*
69. *Two-room schoolhouse*
70. *Arms farm*
71. *Lime kilns*
72. *Hardball diamond*
73. *Softball diamond, where they have put sewer down*
74. *Baseball diamond*

Members of the Watershed Community marked locations of interest to them at an Open House held on October 20, 1997. Information has not been verified.

Which Watershed Issues Should be Given Immediate Attention?

"Issues" are the questions or concerns about conditions in the Watershed. The Working Group members identified priority issues for each theme area. In the opinion of the Working Groups these are the issues that should receive immediate attention. Long Term Goals and recommended Action Areas have been developed for each of these issues and are discussed in the following pages.

The Working Groups also suggested specific action projects to address the priority issues. These projects are discussed in Section VI of this Plan and listed in a separate compendium of actions.

The issues and questions, which were not considered at this time, are listed in the Appendix. They should be examined when this Plan is reviewed or updated.

Theme

Trails, Open Space, Recreation and Cultural Heritage

Relaxation and physical activities are essential elements of healthy living and good quality of life. The open space and recreational opportunities located within the Watershed allow the community to interact with their natural environment and offer a range of social, economic and environmental benefits. Wise management of the watershed's cultural heritage resources will ensure that valued, built features, representative landscapes and archaeological sites are conserved and protected.

Issue →

There Are Barriers to Creating a Fully Integrated Trail System

The Watershed contains a network of on and off-road walking and bicycle trails which connect to major trail systems like the Bruce and Lake Ontario Waterfront Trails. A number of additions could be made to improve this system. In specific areas, barriers to a continuous trail system such as transportation infrastructure (highways / bridges), private property, the steep slopes of the Escarpment and watercourses must be overcome.

Long Term Goal	*Action Areas*
An integrated trail system for all types of users that links natural and urban areas.	1. *Put updated plans in place for hiking and trail systems.* 2. *Design and construct new trails, staircases, bridges and other projects needed to cross barriers to trails including the Lincoln Alexander Parkway, the QEW, the Escarpment and creeks. (See Map 2)*

Linking Issues to Actions

Agreeing on key concerns or issues was an important step in the Watershed planning process. The next challenge for the Working Groups was to decide what should be done about these issues. The shaded box in each theme area lists some long term goals and the general kinds of actions that must be taken in order to achieve these goals. In some cases the action areas are described in more detail on the charts and maps on the following pages.

Issue

Important Natural, Recreational and Cultural Resources Are Under Stress

Over the past two centuries or so, agricultural and then urban development has negatively impacted both natural and cultural resources of the Watershed. Natural areas and features have been lost or degraded. Reminders of past human activities have been destroyed. Present day recreational use of parks and other open spaces is also causing damage to these areas.

Long Term Goal	*Action Areas*
Establish management systems which address the community's needs for recreation and open space opportunities without jeopardizing the natural and cultural heritage resources of the Watershed.	1. *Encourage users of trails and natural areas to enjoy their activities without causing damage to these areas or disturbing the enjoyment of others.* 2. *Design and construct facilities geared to the specific needs of user groups.* 3. *Close or redesign facilities which are being damaged as a result of overuse or inappropriate activities.* 4. *Ensure that the conservation of cultural heritage is addressed in land use decision making.* 5. *Rehabilitate and reuse abandoned heritage buildings and structures.*

Hidden Communities in the Watershed

At one time the Red Hill Creek Watershed consisted of farms in the midst of woodlots or other natural areas. Small settlements could be found along the major travel routes or close to the mill at Albion Falls. The former communities of Mount Albion, Albion Falls, Hannon , Ryckman's Corners, Mount Hamilton and Bartonville have been swallowed up by urban expansion. The locations of these settlements can still be traced through historic buildings, cemeteries, street names and the memories of older residents.

Issue

Information Is Needed to Help Make Better Decisions

Information needed to help make decisions about recreation, open space and cultural heritage is currently not available for all parts of the Watershed. Unless there is adequate data for all of the watershed, we may continue to make decisions that result in further damage to natural and cultural resources.

Long Term Goal	*Action Areas*
Ensure that we have adequate information about recreation, open space and cultural heritage to help make better decisions.	1. *Collect or update information needed to manage trails, open space, recreation and cultural heritage resources.*

Issue

Greater Community Awareness Would Benefit the Watershed

In recent years the public has shown increasing interest in nature and history walks and other opportunities to learn about the Watershed's resources. Promotion of the Lake Ontario Waterfront Trail and the Niagara Escarpment has also drawn greater attention to these features. In spite of these efforts, many citizens are still unaware of the area's importance. As a result, individuals may be taking actions which disturb or damage the ecosystem.

Long Term Goals	*Action Areas*
1. Develop community support for conservation of natural and cultural resources of the Watershed.	*1. Design and implement activities and materials to help the community learn more about the Watershed's natural, cultural and recreational resources.*
2. Conserve remaining cultural heritage features.	*2. Establish a permanent facility for learning about the Watershed through activity programs and the presentation of information and artifacts.*

The Lake Ontario Waterfront Trail

One of the recreational features of the Red Hill Creek Watershed is the Lake Ontario Waterfront Trail, which passes through the lower portion of the Watershed. The Waterfront Regeneration Trust is co-ordinating this ambitious project. The Trail incorporates on and off-road multi use routes.

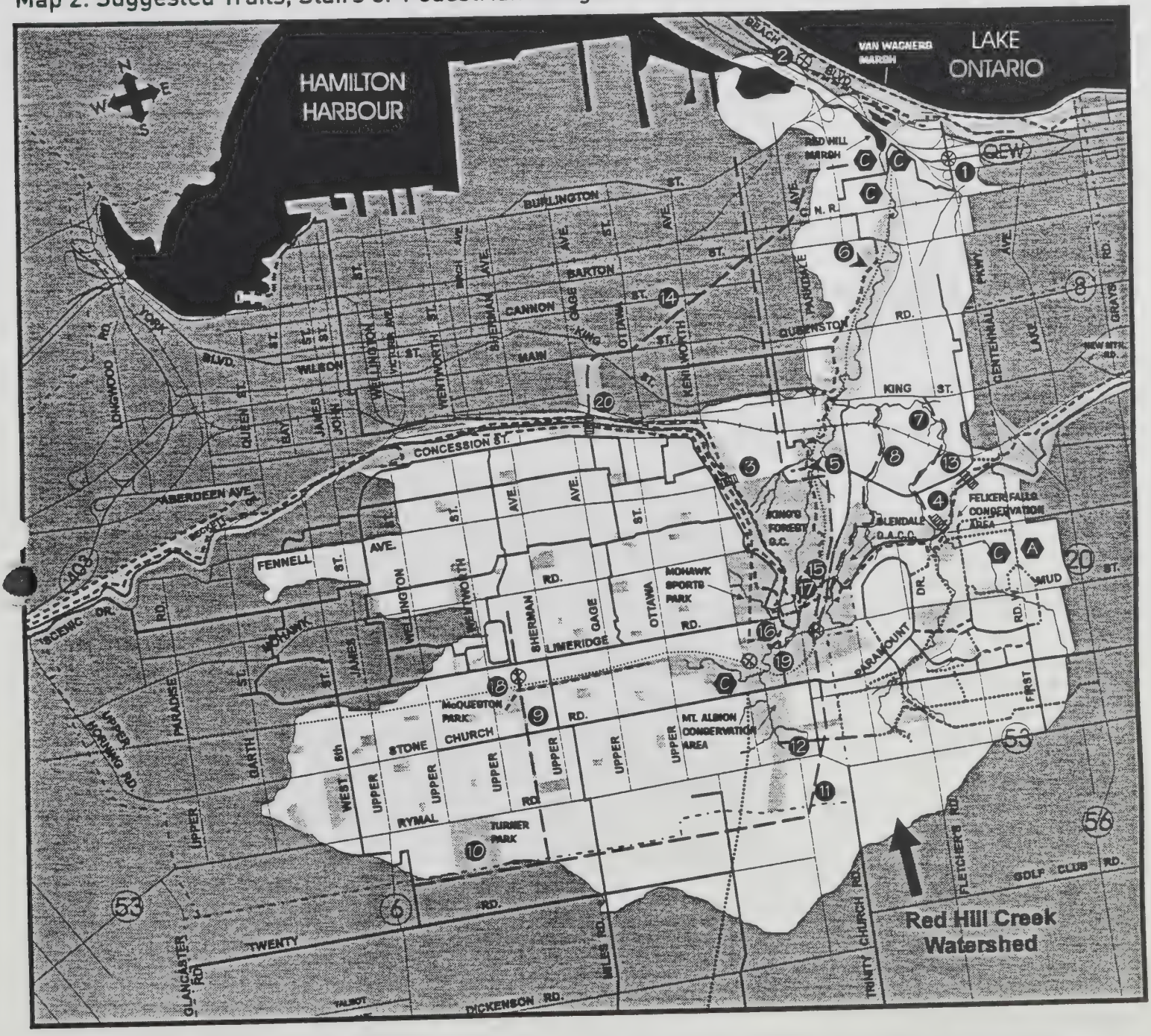
The Waterfront Trail is currently 325 kilometres long stretching from Stoney Creek to Trenton. It links 22 cities, towns and villages. There are hundreds of natural areas, parks, marinas and yacht clubs, museums and historic places, fairs, art galleries and festivals along the route

Planning is underway to extend the Trail to include Niagara-on-the-Lake and Gananoque. The ultimate goal is to connect each end of the Waterfront Trail with New York State's Seaway Trail to provide a route right around Lake Ontario.

Table 1
Suggested Trails, Stairs or Pedestrian Bridges (as shown on Map 2)

1. *Pedestrian Crossing of the Q.E.W. between Hwy. 20 and Red Hill Creek*
2. *Pedestrian Link to Beach Boulevard at Woodward Avenue*
3. *Pedestrian/Cyclist Stairs at Fennel and Greenhill (Escarpment)*
4. *Pedestrian/Cyclist Stairs at Felkers Falls (Escarpment)*
5. *Access to the Valley Trails for the Adjacent Community at Greenhill*
6. *Access to the Valley Trails for Adjacent Community at Melvin/Barton*
7. *New Trail in the Lower Davis Creek Corridor*
8. *New Trail in the Lower Montgomery Creek Corridor*
9. *New Trail at Hydro Corridor between Mohawk Road and Municipal Boundary*
10. *New Trail at Hydro Corridor between Glover Road and Upper James Street*
11. *New Trail at Hydro Corridor between Glover Road and Barton Street*
12. *New Trail between Mount Albion Conservation Area and Stoney Creek*
13. *New Trail and Stairs from First Road to Greenhill Avenue (old Glover Mountain Road)*
14. *Pumping Station Trail from Woodward Plant to Ottawa Street*
15. *New Trail on Mount Albion Road from Glendale to Mud Street (if abandoned as a result of Red Hill Creek Expressway)*
16. *Link from Red Hill Trail across Mount Albion Neighbourhood to Rail Trail at Limeridge*
17. *Pedestrian Structure for Bruce Trail Hikers at the Proposed Expressway*
18. *Pedestrian Structure at the Expressway and Hydro Corridor between Upper Sherman and Upper Wentworth*
19. *Pedestrian Structure across the Proposed Expressway between Stoney Creek and Hamilton in the Vicinity of Mud Street*
20. *Pedestrian Structure across railway tracks linking Gage Park to the Escarpment Rail Trail*

Map 2: Suggested Trails, Stairs or Pedestrian Bridges (Numbers refer to Table 1)



Legend

Existing Major Trails
- On Road Trails
- Off Road Trails

Proposed Trails With Commitment
- On Road Trails
- Off Road Trails

- Pedestrian Linkages
- Pedestrian / Cyclist Stairs
- Access Point to Trail
- Trail Route Proposed in Watershed Plan

- Active Landfills
- Closed Landfills
- Niagara Escarpment
- Major Recreation / Public Open Spaces

Theme

Habitat Protection and Restoration

Vegetation communities regulate microclimate, generate oxygen, retain moisture, prevent erosion, filter contaminants and provide habitat structure that sustain species biodiversity (aquatic and terrestrial) in the Watershed. Ensuring that terrestrial and aquatic habitats are healthy is key to supporting fish and wildlife populations, in addition to generating social and economic benefits to residents of the Watershed.

Issue

Natural Habitat is Degraded, Threatened or Has Been Eliminated

Human activities have damaged or eliminated natural habitat on land and in water. Remaining natural habitats are scarce, consisting of isolated fragments, particularly on the Mountain. Many of these habitats are losing their ability to support fish and wildlife populations.

Long Term Goals	Action Areas
1. *Natural habitat including forests, wetlands and streams are enhanced and restored. (See Map 3 and 3a)*	1. *Protect natural habitat and promote restoration of damaged habitat on private and public lands through action projects. Particular attention should be given to forests and wetlands. Establish suitable policies and guidelines to be followed during development. (See Table 2)*
2. *Important natural habitat areas and linkages are identified and protected through the Regional and Local Municipal Official Plans.*	2. *Actively protect and improve natural habitats and their functions.*
3. *Impacts, such as erosion and sedimentation, to natural habitats are avoided during construction.*	3. *Re-establish lost habitat and species where possible.*
	4. *Ensure erosion and sediment control plans are implemented properly and monitor their effectiveness at minimizing impacts.*

The Red Hill Valley

The Red Hill Valley is the largest open space area in the Watershed extending from the Queen Elizabeth Way to the Niagara Escarpment. At 640 ha it is also the largest undeveloped area in Hamilton. The Valley contains important features including waterfalls, public parks, other public and private recreational facilities, sites of historic interest and a system of walking and bicycling trails.

The natural features of the Valley have resulted in its designation by the Region as an Environmentally Significant Area. The wetlands at the north end of the Valley are considered Provincially significant. Thanks to the joint efforts of the City of Hamilton, the Hamilton Region Conservation Authority, the Province of Ontario and community volunteers, portions of the Valley have been revitalized through the development of trails, information signage and tree planting projects.

Issue

Education about Natural Habitat is Needed

Actions taken by the public, private interests and government agencies suggest that important ecological concepts, as well the issues and opportunities associated with natural habitat conservation and restoration are poorly understood.

Long Term Goals

1. *The public supports and contributes to initiatives taken to protect and enhance habitat in the Watershed.*
2. *Private and public sector developments and projects incorporate ecosystem principles as development standards.*
3. *The Watershed community is recognized for its achievements in habitat protection and restoration.*

Action Areas

1. *Monitor projects which impact on Environmentally Significant Areas in the Watershed. Issue regular reports on rate of habitat recovery across the Watershed, possibly as part of Sustainable Community Day events.*
2. *Undertake a Watershed Stewardship program which rewards achievements in habitat enhancement and restoration by individuals and communities.*
3. *Secure resources needed to support the Watershed Interpretive Centre at Elizabeth Bagshaw School in its efforts to promote Watershed awareness in the schools.*
4. *Establish a Watershed Council made up of community members with a co-ordinator.*
5. *Promote storm drain marking programs (e.g., the Yellow Fish program) for students.*
6. *Erect warning signs and produce brochures to alert the community to water quality concerns.*
7. *Identify the Watershed boundaries with signs.*
8. *Link Watershed awareness activities to major events such as Environment or Wildlife Week or Earth Day.*

Habitat is the word used to describe the local environment that provides the food, water and shelter needed by plants and animals to survive.

Habitat Definitions

Biodiversity *– the diversity of plant and animal species required for ecosystem health.*

Buffer zone *– a planted or set aside area next to waterways, forests, or wetlands, intended to reduce negative impacts from nearby land use.*

Ecosystem *– an interacting system of plants, animals, the land and the climate conditions that are linked by the flow of energy and the cycling of nutrients.*

Issue

Knowledge about Natural Areas is Incomplete

The natural heritage database is incomplete and there is a limited understanding of terrestrial and aquatic resources (i.e. plant communities, fish and wildlife habitat) and functions in certain parts of the Watershed. Consequently, decisions are being made in the absence of important information.

Long Term Goal

To have on hand the information needed to understand and manage the natural habitat areas in the Watershed.

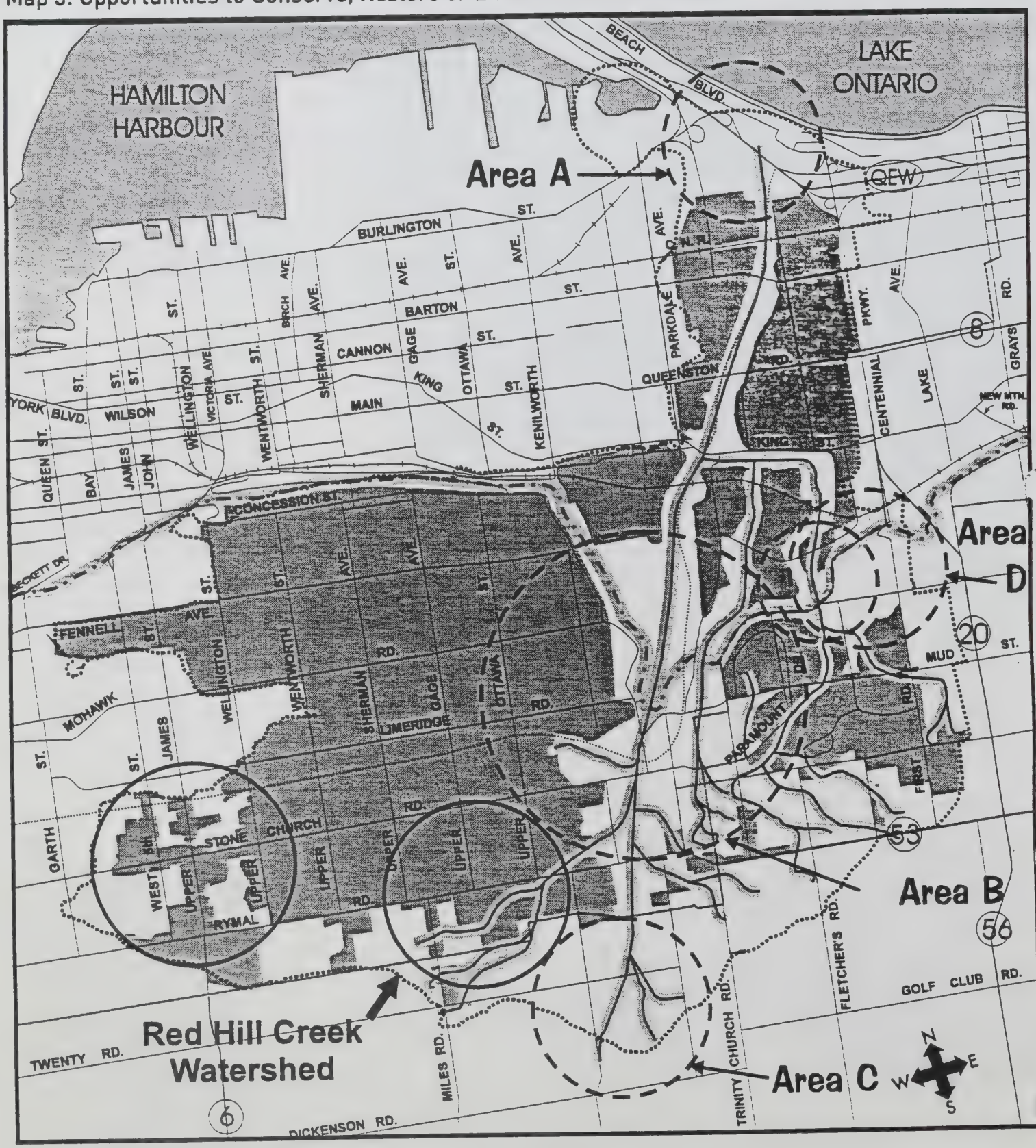
Action Areas

1. *Collect the information needed for those natural habitat areas or issues which have not been fully studied. (See Map 3)*

Environmentally Significant Area *- A regionally ecologically significant area which is given special policy consideration in the Hamilton-Wentworth Regional Official Plan.*

Rehabilitation *– the process of restoring, recreating or repairing a damaged area to a healthy dynamic state.*

Map 3: Opportunities to Conserve, Restore or Enhance Natural Areas



Priority Habitat Restoration / Linkage / Management Areas (Areas A-D refer to Table 2)

- *Habitat and linkage restoration sites*
- *Further data collection, management plans & strategies required*
- *Project possibilities include:*
  - *clarification studies*
  - *site-specific restoration or management projects*

Under-documented Areas

- *There are natural features which have not been documented*
- *Further data collection, management strategies may be required*
- *Project possibilities include:*
  - *clarification studies*
  - *environmental planning initiatives*

Other Restoration and Enhancement Opportunities

- *General opportunities for protecting habitat and linkages by:*
  - *restoring stream channels and wetlands*
  - *enhancing vegetated areas along streams (priority)*
  - *managing human impacts along Escarpment and Valley rim areas*
  - *cleaning up or restoring degraded sites*
  - *creating neighbourhood awareness programs*
- *Site-specific Management Strategies needed for:*
  - *restoration of individual stream stretches*
  - *restoration projects in public spaces and new developments*

Urban Habitat Management / General Public Education & Awareness

- *Streetscape, park naturalization and backyard habitat creation*
- *Enhancement of wooded areas a priority*
- *Project opportunities include:*
  - *park naturalization*
  - *pilot plantings of native streetscapes*

Restoration *- The process of returning disturbed natural area to a condition that is as close as possible to its original state. Principles of Habitat Restoration*

Succession *– the natural replacement of one plant community by another.*

Terrestrial *– relating to the land. May be used to describe plants, animals and invertebrates.*

The following guiding principles should be considered when planning habitat restoration projects:

- Respect the existing or pre-existing natural and cultural character of an area
- Recognize the unique ecological character of each site
- Focus restoration efforts on significant natural features
- Establish priorities for restoration projects
- Create habitats that mimic natural processes and require little human maintenance
- To maintain biodiversity use native species grown from local plant sources
- Accommodate sensitively planned and managed human use in restored areas

From: " Restoring Natural Habitats - A Manual for Habitat Restoration in the Greater Toronto Bioregion." Waterfront Regeneration Trust.

The Bruce Trail

In the early 1960's a Hamilton resident named Ray Lowes and fellow members of the Hamilton Naturalists Club undertook an ambitious project. They felt that the best way to encourage the conservation of the Niagara Escarpment would be to build a hiking trail along its length from Niagara to Tobermory. When volunteers began building the trail in 1963 they thought it might take five years or more to complete the project. Then they had another idea. Could the trail be completed in time to celebrate Canada's Centennial in 1967?

More than 1,000 volunteers from communities in Ontario and elsewhere worked year round and the last trail marker was painted on June 10, 1967. Today the BruceTrail is Canada's oldest and longest marked hiking trail. It is 782 kilometres long with over 290 kilometres of connecting side trails. The Bruce Trail Association was formed in 1963 and today 700 active volunteers from 9 associated clubs construct and maintain the trails, bridges and stairways along the route.

The Bruce Trail passes through the Red Hill Creek Watershed and in this area the Iroquoia Club maintains it. The Bruce Trail provides access to some of the important natural features in the Watershed and is a valuable recreational resource.

Making Change in a Watershed

The story of the Bruce Trail provides an excellent example of individuals and organizations working together for positive change. It is a valuable model for the projects and actions identified in this Watershed Plan. But how will these projects happen?

All successful projects involve four types of activities: Planning, resourcing, implementation and follow-up. Most of the action ideas in this Plan still have to go through these four stages.

Planning: What and How?

The Planning stage looks at a proposed project idea in detail. This stage involves everyone who has a role to play. It should also include discussions with anyone from the community who could be affected by the project in any way. Final research should be completed and the detailed steps written down so that everyone understands what will be happening.

Resourcing: Collecting the Tools

A project requires different kinds of tools. It is important to confirm that everything needed to complete the project is in place before work begins. Some questions to be asked at this stage are:

- *Do we have enough money?*
- *Have arrangements been made for materials and equipment?*
- *Are the necessary workers or volunteers in place?*
- *Have we satisfied all government or legal requirements?*
- *Do we have permission of property owners, parents of youth volunteers or others whose support is needed for a successful project?*

Implementation: Just Do It!

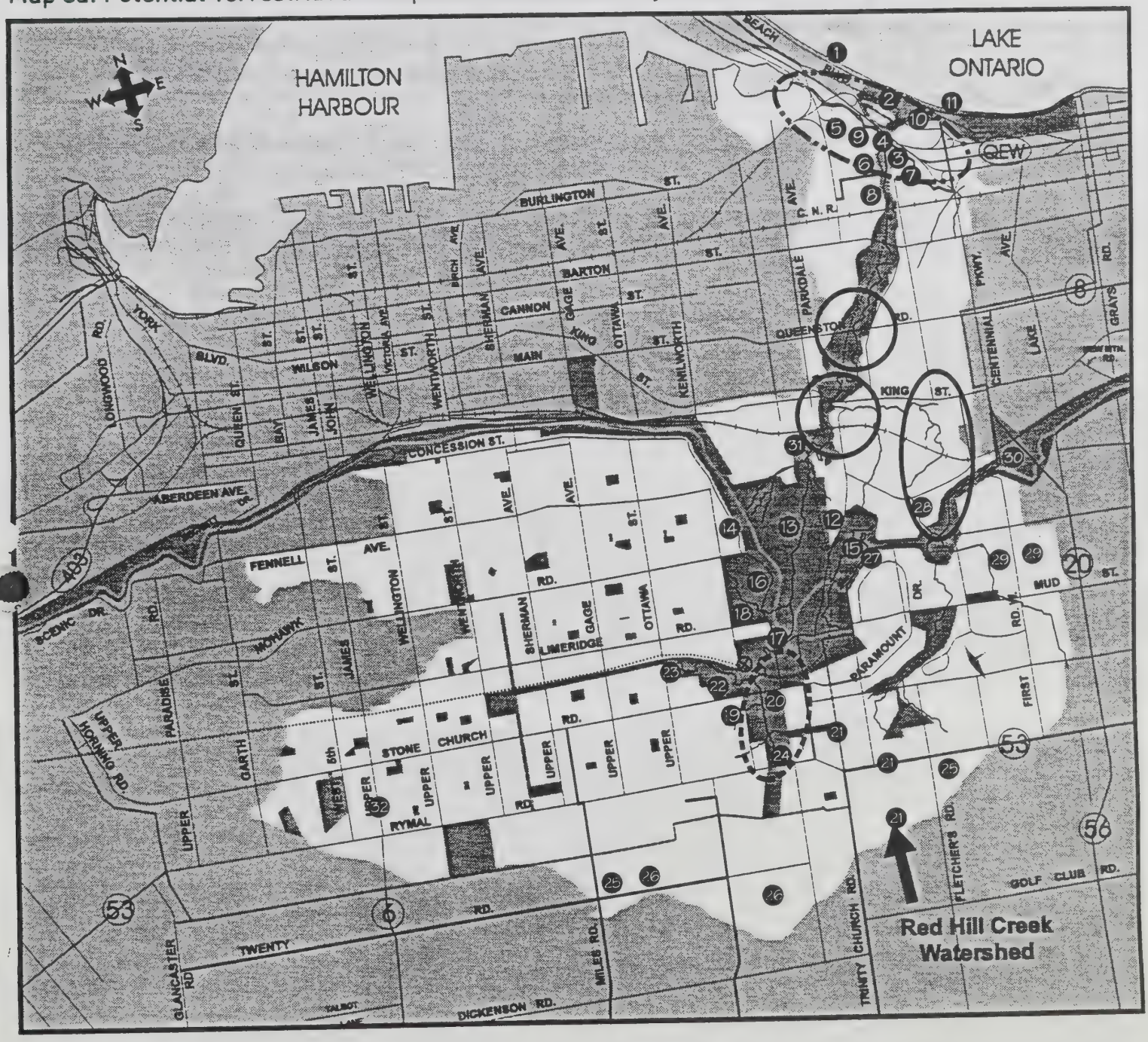
This is the part most people like the best. When the plans are completed and arrangements are in place it is time to do the work. This is always a good opportunity to involve the media. When the work is done it is time to celebrate and thank the people who made it happen.

Follow-Up: Was the Project a Success?

The final activity is often overlooked. Any type of project should be checked or evaluated after it is completed. In the case of tree planting for example, someone must ensure that new plants are thriving. If the project involves preparation of new guidelines records must be checked to ensure that they are being respected. Sometimes the follow-up activity is called monitoring and may go on for years. Monitoring helps us learn from experience so that similar projects can be improved in the future.

Section V discusses responsibility for taking projects through these four activity stages.

Map 3a: Potential Terrestrial and Aquatic Restoration Projects (Numbers refer to Table 2)



Legend

- Elimination of Barriers
- Aquatic Restoration and Species Re-introduction
- Habitat Enhancement
- Major Recreation / Public Open Spaces
- Escarpment

Table 2: Red Hill Creek Watershed: Potential Restoration & Linkage Sites (See Maps 3 and 3a)

Location	Habitat Type	Map # & Activity Code	Restoration and Enhancement Opportunities
Area A - Lower Valley and Lakeshore			
Lake Ontario Shoreline	Beach Bar Communities	1(RLMW)	Restore and enhance beach bar Communities
Van Wagner's Ponds & Marshes	Marsh	2(RLMW)	Enhance existing marsh habitat
Red Hill Marsh	Marsh	3(RLMW)	Enhance existing marsh habitat
Red Hill Creek Channel through Red Hill Marsh	Marsh	4(RLMW)	Restore riparian Communities
Water Works Facilities	Landscaped Areas	5(N)	Reforest and naturalize available areas
Brampton Street Landfill	Remnant Oak Savanna/ Successional Communities	6(RLMN)	Restore and expand oak savanna habitat from existing remnant fragments. Reforest and Naturalize available open ar
Brampton Street & Nash Street	Green Ash Woodlot	7(RLM)	Restore and enhance forest habitat
Rennie Street Landfill and Public Works Depot	Successional Communities	8(N)	Reforest and Naturalize available areas
Globe Park	Recreational Areas	9(NM)	Reforest and naturalize available op ar
Confederation Park	Landscaped Areas	10(NM)	Reforest and naturalize available area
Confederation Park Canals and Ponds	Landscaped Areas Remnant Oak/Hickory stand	11(NMW)	Naturalize and reforest Riparian areas Protect and enhance
Area B (King's Forest-Mt. Albion-Escarpment Area)			
Hydro Corridor adjacent to Mt. Albion Road	Marsh	12(RLW)	Restore seepage conditions and marsh habitat
King's Forest GolfCourse	Recreational and Landscaped Areas	13(NL)	Naturalize and reforest available open ar
	Recreational and Landscaped Areas adjacent to the creek	13(RNLW)	Naturalize and restore riparian habitats
	Links extending into King's Forest	13(RL)	Relocate most southerly links and reforest openings
	Escarpment Talus	13(RLW)	Restore seepage conditions
Matt Broman Park (Ski Hill)	Successional and Landscaped Areas	14(RLM)	Restore Escarpment talus and cliff communities
Glendale Golf Course (Montgomery Creek)	Landscaped Areas	15(RLMW)	Restore riparian habitat along Montgomery Creek
Buttermilk Creek (adjacent to Mountain Brow Road)	Landscaped Areas	16(RLM)	Restore savanna communities through naturalization
King's Forest to Dartnall Road Interchange; Mountain Brow & Mud Street	Marsh, Riparian, successional and Escarpment brow areas	17(NMLW)	Permit to naturalize; move or close roads in vicinity of falls

Activity codes: L = Linkage Opportunities M = Management Required N = Naturalization
R = Restoration of Historic Communities W = Creation or Enhancement of Wetland Habitats

Linkage Opportunities	Management Needs
Enhance linkage between Hamilton Beach Strip and the mouth of Stoney Creek	Vegetation Management including removal of exotic trees and shrubs Restoration plantings of shoreline species
Restore link to Lakeshore and Redhill Creek	Management of water quality, water quantity and vegetation to restore habitat conditions for birds and herpitiles
Restore link to Van Wagner's Ponds and Marshes	Management of water quality, water quantity and vegetation to restore habitat conditions for birds, herpitiles and fish
Restore link to Van Wagner's Ponds and Marshes	Management of water quality, water quantity and vegetation to restore habitat conditions for birds, herpitiles and fish Control of exotic species.
Connect savanna remnant fragments	Vegetation management to restore quality savanna species. Control of exotic species.
Restore linkage to Redhill Valley and Marsh	Control of exotic species.
	Control of exotic species
	Control of exotic species. Control of pedestrian encroachment into natural areas
	Control of exotic species. Control of pedestrian encroachment into natural areas.
	Control of exotic species. Control of pedestrian encroachment into natural areas.
Restore linkages between wetland and valley	Marsh soil seedbank preservation
Restore linkages between creek and escarpment	Control of exotic species. Control of pedestrian encroachment into natural areas.
Restore and enhance creek valley linkage corridor	Control of exotic species. Control of pedestrian encroachment into natural areas.
Restore forest interior conditions	Control of exotic species. Control of pedestrian encroachment into natural areas.
Restore and enhance escarpment linkage	Protect seepage areas / Control of exotics
Enhance East-West escarpment link	Control of exotic species. Control of pedestrian encroachment into natural areas.
Enhance Montgomery Creek linkage corridor by naturalizing channel and restoring riparian communities	Control of exotic species. Control of pedestrian encroachment into natural areas. Erosion control
Enhance and buffer East-West escarpment link	Control of exotic species. Control of pedestrian encroachment into natural areas. Manage for savanna species
Enhance linkage corridor by permitting naturalization of parklands; Restoration of Cliff Communities	Control of exotic species. Control of pedestrian encroachment into natural areas.

Table 2: cont'd

Location	Habitat Type	Map # & Activity Code	Restoration and Enhancement Opportunities
Area B (King's Forest-Mt. Albion-Escarpment Area) continued...			
Mohawk Sports Park & Mountain Brow Rd.	Recreational uses, landscaped and Escarpment brow Areas	18(NML)	Naturalize & reforest available open are move or close roads in vicinity of falls
Rymal Spur Rail Trail to Caledonia	Successional	19(NL)	Permit sides of trail to naturalize
Mt. Albion Conservation Area	Successional Areas; Marsh; Plantation; Norway Maple Forest; Deciduous Forest	20(NLW)	Permit area to naturalize. Riparian enhancement.
Hydro Corridor adjacent to Pritchard Road	Successional Areas	21(NL)	Naturalize and reforest
Ottawa Street Landfill	Successional and Landscaped Areas	22(NL)	Naturalize and reforest
Parks and Recreation Department Forestry Branch Ottawa Street Depot	Unvegetated or Successional Areas	23(NL)	Naturalize and reforest available areas
Gravel Pits and Quarries adjacent to Dartnall Road & Rymal Road	Unvegetated or Successional Areas	24(NLW)	Naturalize and reforest Create wetland habitat
Agricultural Fields	Agricultural lands	25(NL)	Naturalize and reforest
Area C (Hannon Creek Headwaters)			
Agricultural Fields	Agricultural lands	25(NL)	Naturalize and reforest key linkages
Swales	Wet meadow and marsh	26(NLW)	Naturalize channels
Gravel Pits and Quarries	Unvegetated or Successional Areas	24(NLW)	Naturalize and reforest Create wetland habitat
Rymal Rail Trail	Successional	19(NL)	Permit naturalization / reforestation
Hydro and Utility Corridors	Successional	21(NL)	Naturalize and reforest
Area D (Felker's Falls and vicinity)			
Felker's Falls Vicinity - Area between escarpment and residential backyards	Landscaped; Successional	27(NL)	Naturalize and reforest
Davis Creek Valley	Successional; Landscaped	28(NLW)	Naturalize and reforest Create wetland habitat
Taro Site	Unvegetated or Successional Areas	29(NLW)	Naturalize and reforest Create wetland habitat
Felker's Falls - Hwy 20 escarpment corridor	Agricultural Lands adjacent to Escarpment	30(NL)	Naturalize and reforest
Other			
Oxbow - swamp south of TH&B	Shrub swamp	31(MW)	Manipulate drainage to enhance wetland habitat
Upper James - Stone Church Rd. Area	Savanna remnants	32(RM)	Restore and expand Oak Savanna habitat from existing remnant fragments. Reforest and Naturalize available open areas

Linkage Opportunities	Management Needs
Enhance linkage through rail trail; Restoration of Cliff Communities	Control of exotic species.
Enhance linkage through rail trail	Control of exotic species.
Enhance linkage corridor of Hannon Creek	Improve water quality in Hannon Creek. Control of Norway Maple and other exotic species.
Enhance existing linear corridor	Control of exotics species. Implement a natural heritage strategy for maintaining hydro corridors
Link to Redhill Creek, Rymal Spur Rail Trail and Ottawa Street Parks & Recreation department depot	Control of exotic species
Link to adjacent creek, woodlot and Ottawa Street Landfill	Control of exotic species
Link naturalized areas to established corridors	Implementation of a natural heritage strategy for rehabilitation
Link to surface drainage features	Control of exotic species
Link to surface drainage features	Control of exotic species
Link to wooded habitats	Monitor water quality and erosion
Link to adjacent natural areas and linkage corridors	Control of exotic species
Link to wooded natural areas (i.e. Hannon Floodplain Forests; Nebo Road West Floodplain)	Control of exotic species
E-W and N-S links	Implement a natural heritage strategy for maintaining hydro corridors
Enhance Niagara Escarpment linkage corridor through naturalization	Develop and implement and Open Space Management Plan Implement setbacks and fencing Restrict access to major trails
Enhance Davis Creek linkage corridor from headwaters to Red Hill Creek	Control of exotic species Monitoring
Link to adjacent natural areas and linkage corridors	Control of exotic species Monitoring
Enhance Escarpment link at Hwy 20 crossing area	Develop and implement and Open Space Management Plan Implement setbacks and fencing Restrict access to major trails
Enhance habitat for migratory & breeding birds.	Cleanup of debris from adjacent residential lots.
Connect savanna remnant fragments	Vegetation management to restore quality savanna species. Control of exotic species.

Theme

Water

The quality and quantity of water in Red Hill Creek and its tributaries to some extent determines the health of all water-dependent life within the Watershed, including fish, plant communities, wildlife and humans. Many known or potential contaminant sources are within one kilometre of the Red Hill Creek or its tributaries. Due to urbanization, removal of streambank vegetation, historical channelization (i.e. putting the Creek into a hard-surfaced ditch) and the resulting changes in stormflow, portions of the main creeks below the escarpment are highly unstable and degraded.

Issue

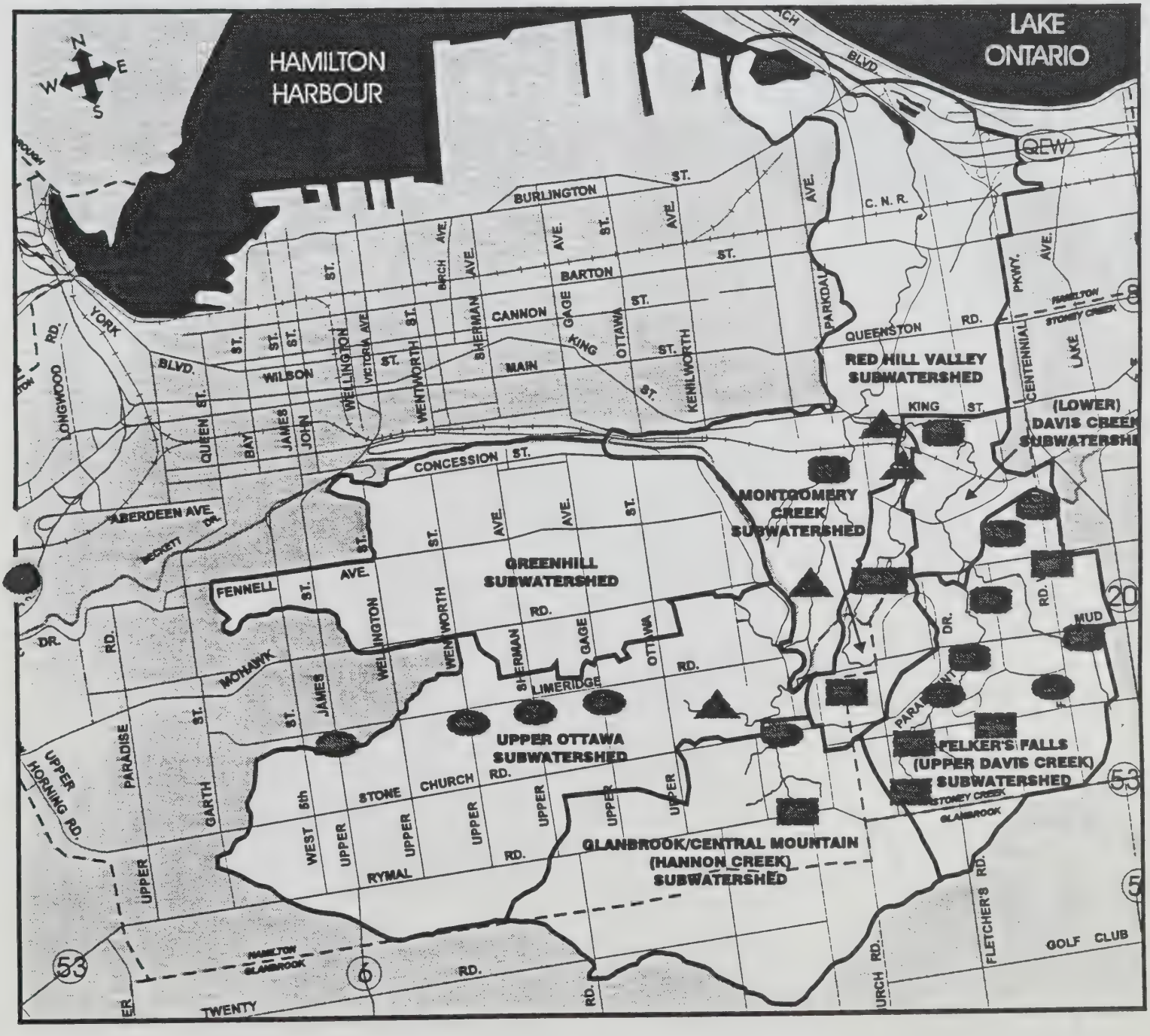
Stormwater Runoff, Erosion and Sedimentation of the Creeks Are Causing Problems

The urbanization of 77 percent of the Watershed has made much of it impervious, preventing moisture from seeping into the ground. A large part of the historical stream courses have been buried by this urbanization. In addition, channelization, bridges, municipal infrastructure and other human actions have altered the natural course of the remaining streams. The result in the highly urban Red Hill Creek Watershed is that large amounts of water move very quickly through all the creeks after a heavy rainfall or snowmelt. Extreme stormwater flows pose the largest impediment to natural habitats. Erosion is a normal occurrence in all watercourses; however, along some sections of creek in the Red Hill Creek system, soil is being washed away at an abnormally high rate. This is resulting in damage to roads, bridges, culverts and natural habitat. Creek banks collapse and land is washed away in some areas. Repairs to damage caused by erosion can be expensive. The eroded sediment eventually washes downstream where much of it is deposited in Windermere Basin or carried into the Harbour. Sediment in Windermere Basin also originates from agricultural land in the south end of the Watershed (the headwaters) and other watersheds through treated effluent from the Woodward Sewage Treatment Plant at the outlet.

Long Term Goals	*Action Areas*
1. *Creeks that are stable i.e. normal levels of erosion and flooding found in natural stream systems.*	1. *Establish policies and programs to reduce the amount of water running off properties into the creeks in new and existing development areas.*
2. *Enough water in the creeks year round to support their essential functions.*	2. *Manage stormwater so that it does not damage creek systems.*
3. *The design of new development and redevelopment encourages rainfall to seep into the ground.*	3. *Use natural design techniques to rehabilitate the creeks to prevent damage from erosion and flooding and ensure long term sustainability.*
	4. *Educate the public about issues related to stormwater runoff, erosion and sedimentation.*

Refer to Map 4(a) - Opportunities to Manage Stormwater Quantity and Map 4(b) - Suggested Watercourse Improvements

Map 4a : Opportunities to Manage Stormwater Quantity

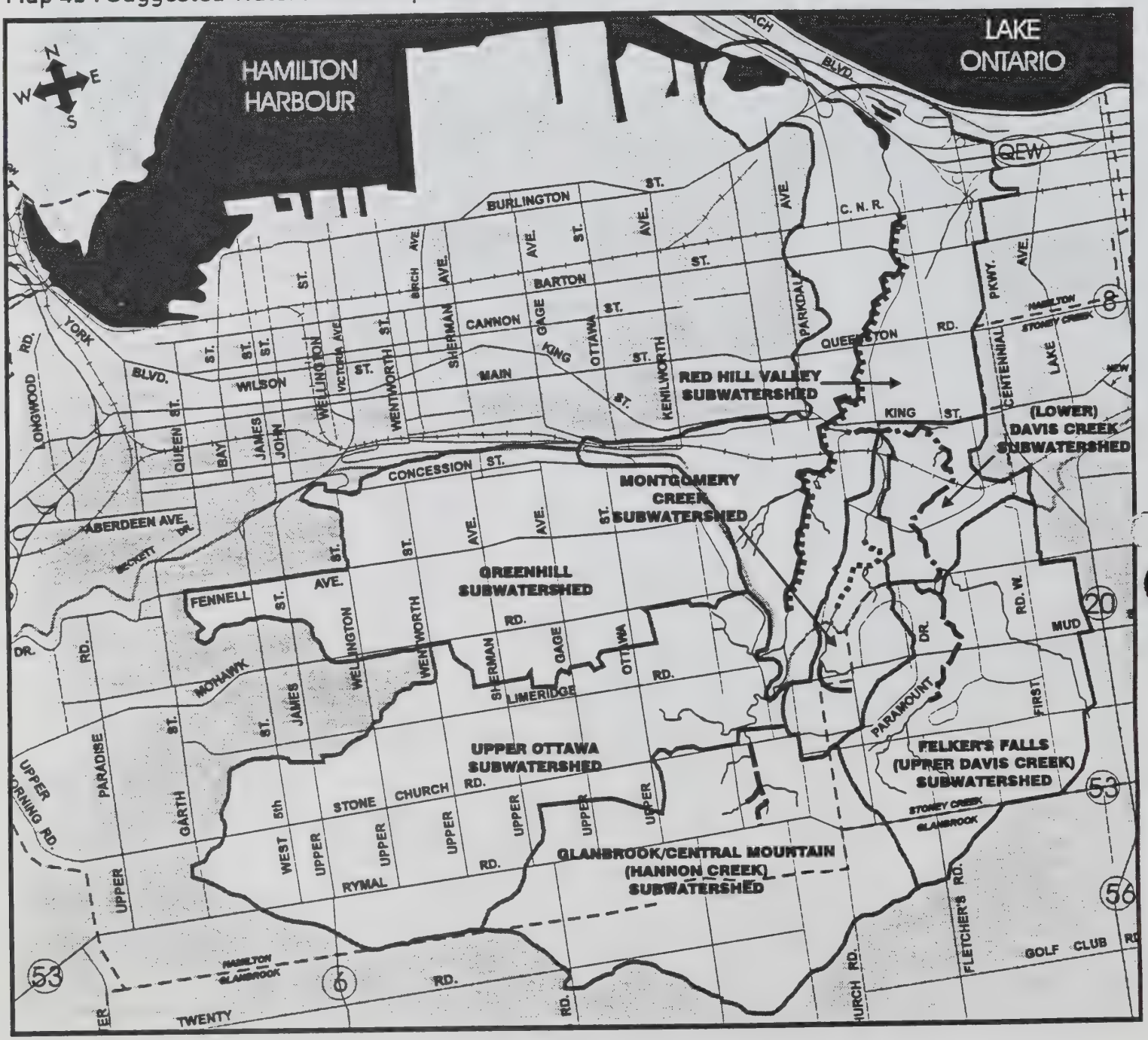


Legend

Stormwater Management Quantity Facility Location and Status

- Built
- Recommended
- Previously Planned
- Not Recommended *(by Watershed Plan)*

Map 4b : Suggested Watercourse Improvements



Legend

Suggested Watercourse Improvements

- Natural Channel Design
- Bioengineering
- Improve Riparian Vegetation
- Further Study / Monitoring

Bacterial Levels in the Creeks Are High

There are high levels of bacteria in the Watershed's creeks at all times. High levels of bacteria make wading or swimming unhealthy. Unfortunately, children may not understand the danger and continue to play in the water. During and after a rainfall, bacteria originate through the combined sanitary and storm sewer systems. Where they come from at other times has not been determined. Possible sources include leaky septic tank systems in rural parts of the watershed, illegal hook-ups to the sewers or leaky sewer pipes.

Long Term Goal

A creek system that is safe for swimming. This means that the water meets Provincial Water Quality Guidelines for swimming where there are no more than 100 Escherichia coli colonies per mL, as of May 1994. (To monitor historical water quality trends, the following water quality guidelines may also be used: for faecal coliform, 100 faecal coliform colonies per mL, and for total coliform, 1,000 faecal coliform colonies per mL).

Action Areas

To deal with bacteria coming from the storm sewer systems during storm events:

1. *Construct combined sewer overflow storage systems to hold sewage and prevent frequent discharge of combined sewage into the creeks.*
2. *Identify and correct malfunctioning septic systems in the Watershed.*
3. *Construct wetlands, ponds and other facilities to store stormwater runoff from existing and future neighbourhoods.*
4. *Design new developments to encourage storage and infiltration of runoff, particularly in headwater areas.*
5. *Improve the functions of existing storm sewer facilities, such as the one at Greenhill Avenue.*
6. *Continue upgrading the Woodward Sewage Treatment Plant to ensure that the quality of effluent improves consistent with Regional Policy and the goals of the Hamilton Harbour Remedial Action Plan.*

To deal with bacteria coming from storm sewers at other times:

1. *Study the creeks and sewer system to determine where bacteria come from when it is not raining.*
2. *When other sources are identified, develop an action strategy to control the sources of bacterial contamination.*

Refer to Map 4(c) - Opportunities to Manage Stormwater Quality

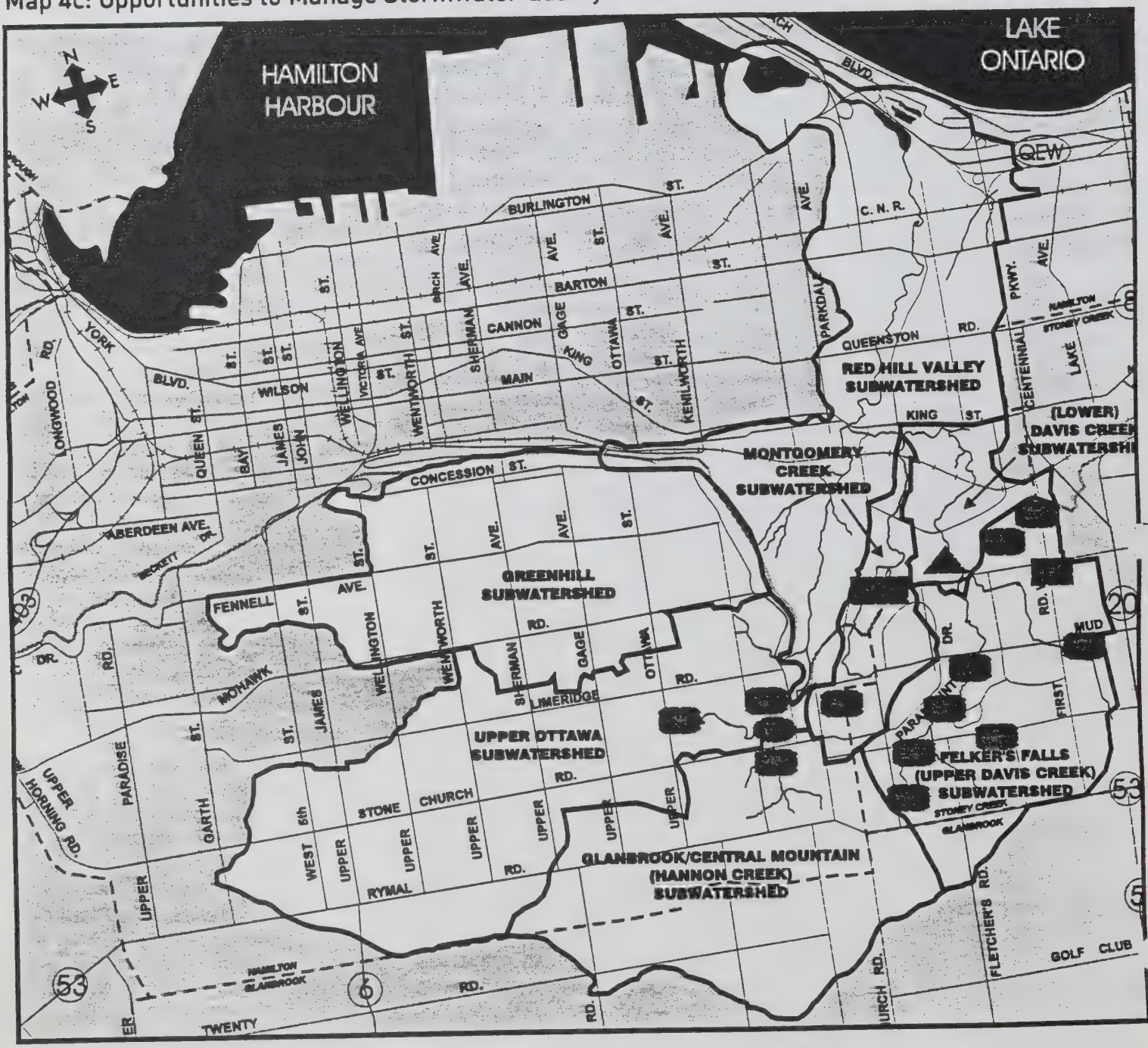
Hamilton Harbour Remedial Action Plan

In 1986 representatives from over 40 agencies, organizations and businesses agreed to work together to improve conditions in Hamilton Harbour. Their efforts led to the publication of a plan of action in 1992. The Remedial Action Plan (RAP) for Hamilton Harbour is based on a high degree of community consensus about what needs to be done. The two Regions and four municipalities surrounding the Harbour support implementation of the RAP.

The Remedial Action Plan is an example of ecosystem-based watershed planning for the 494 km² area that drains into Hamilton Harbour. The Bay Area Restoration Council plays a key role in fostering efforts to restore and protect the environmental health of Hamilton Harbour and its watershed.

Red Hill Creek along with Spencer and Grindstone Creeks all flow into Hamilton Harbour. Improving conditions in the surrounding creeks through *cont'd on page 31* ➤

Map 4c: Opportunities to Manage Stormwater Quality



Legend

Stormwater Management Quality Facility Location and Status

- Built
- Previously Planned
- Recommended
- Not Recommended *(by Watershed Plan)*

Better Water Quality Is Needed for Fish and Wildlife

The types of fish species found below the Escarpment are what would be expected in an urban creek. Above Albion Falls only one native fish (brook stickleback) species survives along with non-native goldfish. The reason(s) for the disappearance of four native species above the Falls since the mid-1980's is unknown. The causes and effects of the current water quality conditions on fish in the creeks are not completely understood.

Long Term Goal	*Action Areas*
A creek system which supports healthy populations of fish and water quality that satisfies Provincial Water Quality Guidelines for contaminants including ammonia and toxic metals.	1. *Actions taken to reduce bacteria levels in the creeks benefit fish and wildlife.* 2. *Undertake research to determine sources of contaminants in the water and their effects on fish and wildlife. The disappearance of fish species above Albion Falls and periodic sudden death of large numbers of fish below the Falls should also be investigated.* 3. *Follow provincial guidelines on the protection of fish habitat in urban environments. Establish and maintain a planted area 15 metres wide for permanent streams, along all creeks to prevent erosion, to filter runoff and to provide shelter, habitat and riparian corridors for fish and wildlife.* 4. *Re-introduce fish species which have disappeared above Albion Falls.* 5. *Encourage property owners to take everyday actions to improve water quality.*

At Home in the Water

Many are surprised to learn that the Red Hill Creek system is home to 23 different species of fish. Here are the common names of fish species found in the Watershed since 1967.

gizzard shad
rainbow trout
northern pike
northern redbelly dace
carp
common shiner
fathead minnow
longnose dace
pearl dace
white sucker
threespine stickleback
pumpkinseed
Chinook salmon
brown trout
goldfish
lake chub
emerald shiner
spottail shiner
blacknose dace
creek chub
brown bullhead
brook stickleback
green sunfish

cont'd from page 31 ➤ implementation of watershed and sub-watershed plans will eventually help improve the Harbour as well.

This Watershed Plan addresses the following matters of particular concern identified in the Hamilton Harbour Remedial Action Plan:

- Controlling erosion
- Reducing the amount of bacteria and other contaminants carried into the Harbour
- Increasing vegetation along creeks and shorelines
- Conserving and restoring natural habitat areas to support fish and wildlife species
- Improving public access to the Harbour from the Red Hill Creek Watershed
- Encouraging individual citizens to take action to conserve water, reduce runoff from their property and prevent contaminants from entering creeks and sewers
- Supporting land uses that sustain environmental quality
- Encouraging environmental stewardship on parks and other large tracts of public and private lands

Issue

Groundwater Quality Must Be Protected

Rain and melting snow seep into the ground where it moves below the surface. On the Mountain, most of this water flows into the creeks while some discharges along the face of the escarpment or is stored deep in the bedrock. This groundwater has the potential to be contaminated as the result of accidental spills from industry, transportation, agricultural applications on fields or through other means. This is a particular concern on the Mountain where most groundwater flows to the creeks. Although no major sources of groundwater contamination have been identified, it is a potential issue.

Long Term Goal	Action Areas
Better management of land to prevent contamination of groundwater.	1. *Identify locations where contaminants are likely to be moving into the groundwater system. Investigate these sites and take whatever steps are needed to prevent contamination.* 2. *Use established procedures to prevent groundwater contamination through better management of stormwater runoff and of contaminant spills in established and developing parts of the watershed.* 3. *Develop guidelines for gathering information about groundwater to be used in the review of new development proposals.*

Refer to Map 4(d) - Opportunities for Research, Community Awareness and Stewardship Projects

Water Definitions

Aquatic *– relating to water. May be used to describe plants, animals and other life in streams, rivers and lakes.*

Base flow *– the year-round discharge of groundwater into a stream.*

Bedrock *– the solid rock underlying soils and the loose surface mantle of the earth.*

Fluvial *– relating to rivers and streams.*

Groundwater *– water that has infiltrated below the earth's surface. Like surface water, it moves in response to gravity, but its movement may be restricted by impermeable rock or clay layers.*

Headwaters *– areas of a watershed where water courses originate.*

Riparian *– 'streamside' or referring to stream banks.*

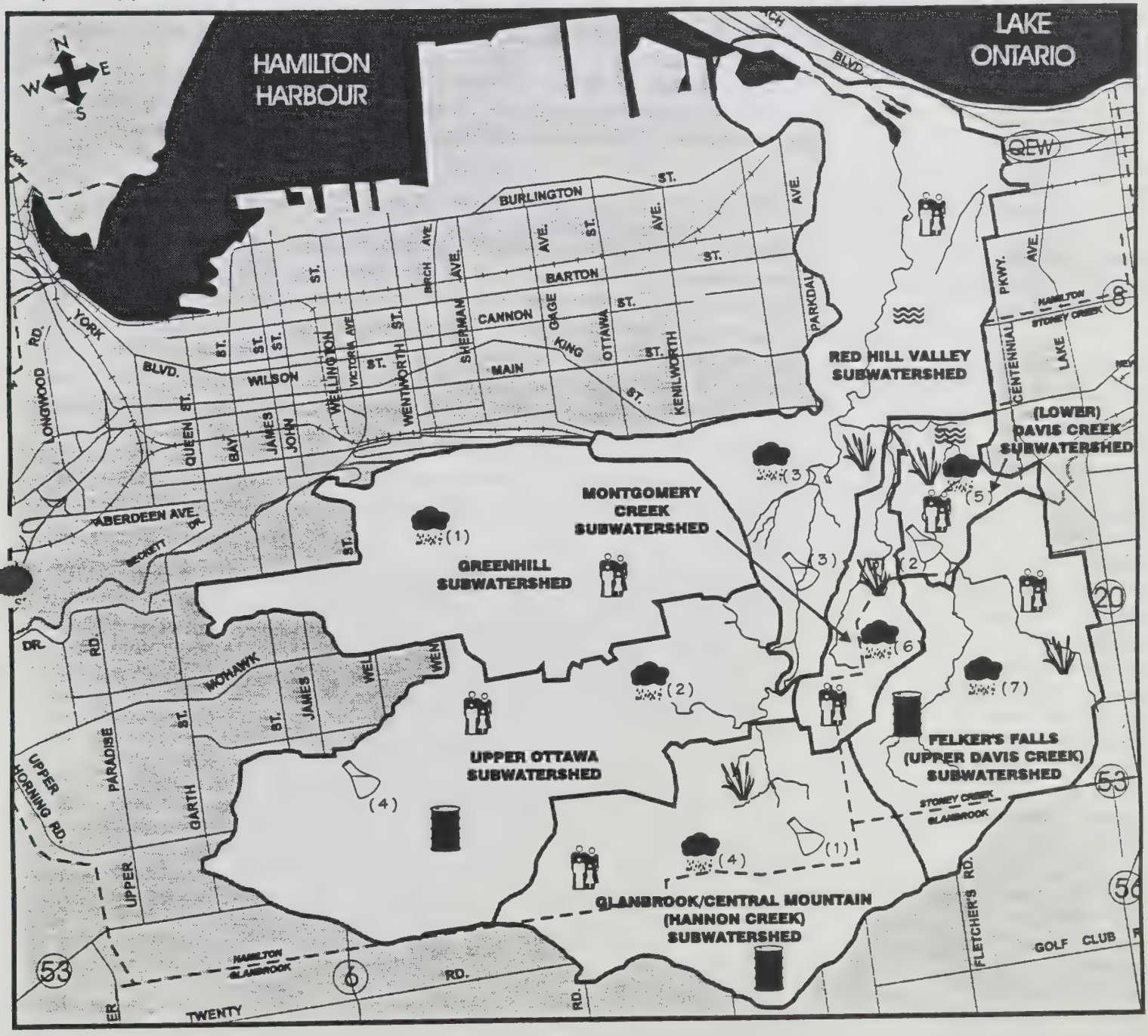
Sediment *– small particles of rock, sand and organic matter that is carried in water or settles to the bottom of a watercourse.*

Stormwater management (SWM) *– the management and control of water flowing from the land to river or streams during rain storms.*

Urban runoff *– rain water and snowmelt, usually containing litter, organic and bacterial wastes, draining from city streets and gutters to storm sewers, ditches and local streams.*

Wetlands *– low lying, wet areas supporting marshes, bogs, swamps or fen plant communities where soil is saturated for most months of the year.*

Map 4d: Opportunities for Research, Community Awarness & Stewardship Projects



Legend

Note: Figures in ( ) represent Priority Ranking (i.e. 1 is highest)

Action Opportunities by Subwatershed

- (1) Roof Leader Disconnection/Rain Barrel Program (Priority Ranking)
- Community Awareness and Action
- Riparian Vegetation Enhancement Program
- (1) Bacterial Source Identification Investigation (Priority Ranking)
- Natural Channel Investigation
- Investigation of Contaminant Sources and Spill Management for Groundwater Protection

Theme

Social Development and Health

Potential concerns and issues associated with this theme cover a wide range of topics. Based on Working Group discussions, the areas of Air Quality, Health and Safety Concerns and Social Values Research were identified and selected.

Issue

What Can Be Done About Air Quality?

There are two points to consider with regard to air quality. First, information about air quality is collected by a network of monitoring stations across the City of Hamilton. This makes it difficult to study the state of the air in the Watershed separately from the surrounding area. Air pollutants generated within the Watershed travel beyond its boundaries. Some pollutants drift over the Watershed from other places. Actions to address air quality problems must consider these patterns of air movement. While some things can be done at the Watershed level, significant improvements in the state of the air will result from efforts taken on a wider scale.

Second, air quality data is not available for the entire Watershed. As noted above, monitoring stations are located in the City of Hamilton. There are no stations in Stoney Creek or Glanbrook.

Key recommendations of the Report of the Hamilton Air Quality Initiative

- Promote public awareness to help community understand how they can contribute
- Implement code of practice/guidelines/best available control technology for industrial sources, with emphasis on inhalable particulates and sulphates
- Control fugitive dusts
- Implement Federal recommendations for reducing emissions from iron and steel sector
- Establish standards for vehicle emissions and vehicle emission testing
- Establish an anti-idling by-law
- Reduce the number of single-occupancy automobile trips
- Enact commercial vehicle maintenance standards
- Achieve more efficient commercial vehicle flow
- Reduce transboundary pollution
- Develop and Implement energy conservation measures
- Research to identify and evaluate information about health and environmental effects, sources of pollutants and projections of future trends in emissions

Long Term Goal	*Action Areas*
The Watershed community takes actions to reduce air quality problems which affect portions or all of the Watershed.	1. *In October 1997 the report of the Hamilton Air Quality Initiative (HAQI) was released to the public. HAQI was a joint project involving a variety of agencies, organizations and individuals in the Hamilton-Wentworth Community who share an interest in air quality. Their findings and 25 recommendations for action affect the entire Hamilton-Wentworth Region including the Red Hill Creek Watershed. Key recommendations of the HAQI report were focussed on reducing levels of two major pollutants, which are a priority concern in this Region, inhalable particles and sulphates. Implementation of the recommendations of the HAQI Report will have benefits for the entire Watershed. (See key recommendations of the HAQI report in sidebar.)* 2. *Enhance the present network of air monitoring stations within the Watershed. Consider involving the community in monitoring local conditions.*

Issue

Meteorological Effects of Red Hill Valley

Physical features of the land such as the presence of Lake Ontario and the Niagara Escarpment can influence the lower atmosphere which in turn affects weather and air quality. The effect of the Red Hill Valley on local conditions and air quality has not been studied and therefore, is not understood.

Long Term Goal	Action Areas
The Red Hill Valley's effects on movement and condition of air is documented and understood.	1. *Study the effects of the Valley on air movement and air quality.*

Issue

Health and Safety Concerns Need Attention

The community must be informed about areas of the Watershed where conditions might pose risks for certain activities. For example, creek water, particularly around sewer outfalls, can be high in bacteria. Trespassing on informal trails across closed landfill sites is also inadvisable. Studies have also shown that poor air quality, notably the presence of inhalable particles and ozone, have effects on health.

Long Term Goal	Action Areas
People using the Watershed are aware of areas within the Watershed where certain activities should be restricted.	1. *Raise the community's level of awareness about health and safety concerns in the Watershed.* 2. *Take action to reduce or eliminate undesirable conditions or situations, particularly those related to storm sewer outfalls and closed landfill sites.*

Issue

Information About Community Attitudes is Lacking

There has been limited research conducted in the Watershed to determine how community members feel about its features and resources. Attitudes and concerns about natural areas, open space and recreation, environmental or social matters and economic issues would be valuable to decision makers and other users. Important decisions about land use and recreation are being made on a regular basis in the absence of this type of information.

Long Term Goal	Action Areas
Improved understanding of community values to guide decision-makers	1. *Undertake research to develop and regularly update information about the Watershed communityís values, needs and perceptions.*

Theme

Economic Development and Land Use

About 77 percent of the watershed is urbanized and commitments are made for further land use and infrastructure development within the watershed. Therefore, opportunities for achieving watershed-wide goals such as policies and direction for ecological health and carrying capacity, protection of valley systems and green space, etc. are constrained. Nevertheless, opportunities still exist for identifying, and implementing programs for the healthy management of the Watershed through economic development and land use mechanisms.

Issue

What Opportunities Exist to Restore and Remediate the Negative Impacts of Past Development?

Past agricultural and urban development responded to the needs and environmental understanding of the times. These past activities have resulted in damage to natural habitat and important ecological and hydrological processes. In some cases, the negative impacts are not well documented or understood. Opportunities to enhance our understanding of impacts and restore degraded features an processes through development and redevelopment initiatives should be pursued.

Long Term Goals	*Action Areas*
1. Recovery of areas of natural habitat lost to agricultural and urban development in the past.	*1. Undertake pilot remediation and adaptive re-use of selected sites.*
2. The remediation and re-use of all "brownfield" commercial and industrial sites identified in the Watershed.	*2. Include rehabilitated natural areas as a land use category for monitoring purposes.*

Issue

What Clear Direction Is Needed to Ensure that Development Meets Watershed and Sustainability Objectives?

Clear guidance is needed to minimize the impact of current or future development and redevelopment on the natural and cultural resources of the Watershed. Certainty about the "rules of the game" is important to regulators, implementers and the community at large. Watershed goals and actions must be clearly addressed through policies, regulations, guidelines and stewardship or best management practices.

Long Term Goals	Action Areas
1. Political decision-makers, municipal planning staff and members of the development and building sector are aware of their role in promoting the goals of the Watershed Plan. 2. An improved inter-agency and inter-municipal management system for land use and infrastructure planning is in place. 3. Measures to enhance infiltration on-site are standard procedure. 4. Existing Best Management Practices for dust, erosion control, grading, sewage connections, etc. are enforced. 5. Positive contributions by the community and the development industry are recognized.	1. Establish policy, guidelines and incentive programs to encourage mixed use and higher density development. 2. Recognize watershed-planning goals in planning policy and guidelines. 3. Require subwatershed planning for stormwater management and provide clear requirements for their preparation. 4. Establish mechanism for land banking to compensate for loss of natural areas. 5. Establish one responsible body for stormwater management and other development related engineering decisions. 6. Implement program to recognize efforts to promote watershed goals through development and construction activities.

Issue

Could an Economic Development Strategy for the Watershed Be Developed?

An economic development strategy is needed for the Watershed. It should take into consideration Vision 2020 objectives and identify initiatives that support the community, build on community skills and recognize the environmental constraints and opportunities provided by the unique characteristics of the Watershed.

Long Term Goals	Action Areas
1. Recognition by the community of the strategic importance of the Watershed in terms of its economic, environmental and social features. 2. A healthy watershed economy supporting diverse and sustainable enterprises.	1. Develop an ecotourism strategy based on the Watershed's natural and cultural amenities. 2. Establish new Business Improvement Areas supporting neighbourhood retail activities.

Who Is Responsible for Taking Action?

Participants came up with over 100 projects intended to improve conditions in the Red Hill Creek Watershed. They include actions such as restoring habitat or building trails, education and awareness initiatives, research projects and suggestions for policies or guidelines. Responsibility for implementing these projects lies with a variety of organizations. No single government, community group or private interest has sole responsibility for the Plan.

The Community Action, Education and Awareness Working Group initiated a listing of all the 100+ projects. This document provides a complete catalogue of actions with available details about responsible parties, cost and timing. Stakeholders were then asked to indicate whether they had a role to play in one or more of the projects. This information is included in the "Compendium of Actions" for the Watershed Plan which is a separate document. Over time, projects will be completed and removed from the Compendium while others will be added.

(Details of the Co-ordinating Role are under negotiation. Section to be completed.)

Important Points to Remember about Implementation

The Community Action, Education and Awareness Working Group suggested that the following principles be kept in mind during implementation of the Watershed Plan.

1. Implementation of the Plan should build on the existing network of organizations in the Hamilton-Wentworth community to avoid further splintering of energy and resources.

2. Wherever possible, existing educational literature and materials should be used. Where new brochures or other resources are required they should be developed in collaboration with other similar projects or programs to minimize duplication of effort.

How Will Progress be Measured?

The Watershed Plan contains a number of long term goals for each theme area. The actions discussed above will be undertaken to help achieve these goals. But how will we know if the actions are being carried out and whether they are having the

How Will Progress be Measured?

The Watershed Plan contains a number of long term goals for each theme area. The actions discussed above will be undertaken to help achieve these goals. But how will we know if the actions are being carried out and whether they are having the desired effect? This is where "monitoring" comes in.

Monitoring is an important part of implementing any sort of plan, including watershed plans. Two types of monitoring will be needed for the Red Hill Creek Watershed Plan:

Monitoring Actions:
Regular reporting on the items contained in the Compendium of Actions will be required. Are Stakeholders carrying out the projects for which they assumed a "Lead" or "Partner" role? If not, what can be done to encourage or support these actions? By reviewing the status of actions regularly participants might come up with new ways to achieve the goals of the Watershed Plan.

Monitoring the Goals of the Watershed Plan:
Each theme area in this Plan contains Long Term Goals for the Watershed. In order .o achieve these goals the current conditions described in the State of the Watershed Report must be improved. Monitoring changes in these Watershed con-tions will require the selection of some "indicators". Indicators are conditions or states that can be measured or observed over time to determine whether changes are occurring. Indicators should be identified for each Theme area of the Plan.

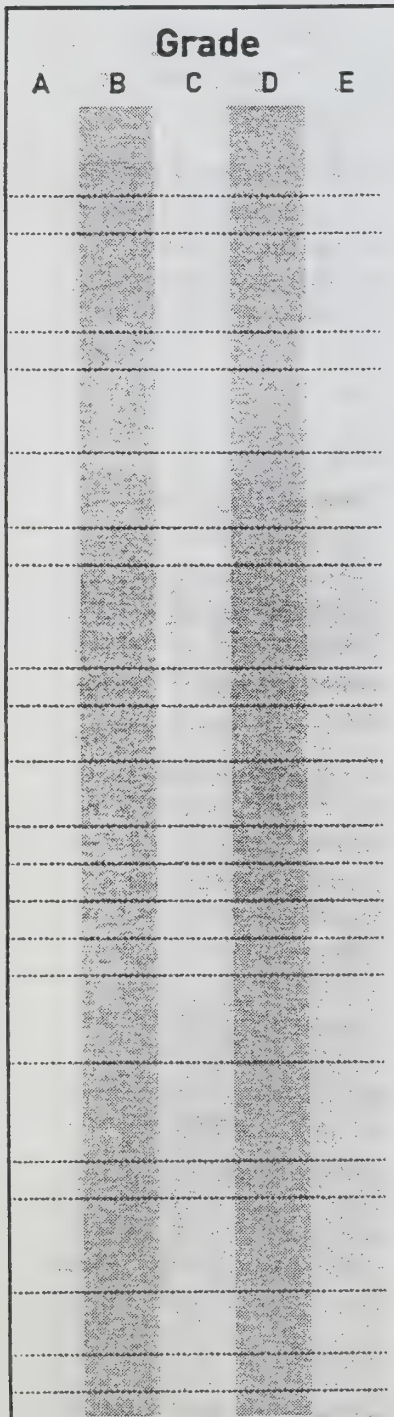
Participants have suggested some candidate indicators. These ideas have been incorporated into a model for a Watershed Report Card shown on the following page. The creation and regular publication of a Watershed Report Card is one of the items included in the Compendium of Actions. Additional research will be needed to establish specific targets appropriate to the Red Hill Watershed.

Watersheds within Watersheds

Watersheds fit together in ever larger systems like the twigs and branches of a tree. The Red Hill Creek Watershed encompasses several smaller sub-watersheds. It is itself a sub-watershed of the larger Hamilton Harbour Watershed. The Hamilton Harbour Watershed is part of the Lake Ontario Watershed, and so on. Actions taken in one watershed have impacts on the next.

Watershed planning is underway for the three major systems in the Hamilton Harbour Watershed: Grindstone Creek, Spencer Creek and Red Hill Creek. While all have unique characteristics and issues, there are opportunities for enhancing each watershed that are common to all three. Partnerships for restoration planning, monitoring, stewardship and education are being explored through the Watershed Planning Network, an initiative of the Hamilton Harbor Remedial Action Plan.

A Model Report Card for the Watershed



Achievement Areas

THEME: Trails, Open Space, Recreation and Cultural Heritage

- an increase in the total length of appropriately designed on and off road trails
- increase in % Watershed residents pursuing recreational activities within the Watershed

THEME: Habitat Protection and Restoration

- an increase in the total area of riparian habitat (natural habitat along creeks)
- maintaining or increasing the total area of wetlands
- maintaining or increasing the total area of forests and meadows and the linkages between them
- maintaining or increasing the number of butterfly, mammal, reptile and amphibian species
- maintaining or increasing the number of species of breeding (resident) and migratory (just passing through) bird species
- a decrease in the number of physical barriers to fish migration

THEME: Water

- flood events follow natural patterns
- maintaining or increasing the flow of water during dry periods
- improved water quality (a decrease in levels of bacteria and other contaminants identified as priority concerns in this Plan)
- a decrease in loading of priority contaminants being delivered by the Creek into Hamilton Harbour (measured in kg/day)
- improved creekbed sediment quality (decrease in levels of metals and PCBs)
- an increase in the number of fish species (preferably native)
- an increase in the number of species of invertebrates that require good water quality
- overall improvement in stormwater management

THEME: Social Development and Health

- watershed air quality rated good or very good every day

THEME: Economic Development and Land Use

- planning documents include policies aimed at achieving Watershed Plan goals
- programs to enhance infiltration are implemented in priority areas

THEME: Community Action, Education and Awareness

- increase in numbers of people participating in natural / cultural history walks or lectures
- increase in numbers of residential or non-residential property owners actively undertaking private land stewardship activities
- increase in students visiting Watershed Interpretive Centre at Elizabeth Bagshaw School

Grading Key

A - Goal or Target Achieved
B - Progress toward Goals/Targets
C - No change
D - Movement away from Target
E - Indicator has dropped below baseline condition

Comments

Red Hill Creek Watershed Planning Process - Stakeholders Collective Guidance

Early in the process the Stakeholders created a set of principles and guidelines for the planning exercise. It provided a framework for all activities undertaken in the development of this Plan.

Watershed planning for the Red Hill Creek is a participatory process integrating inventory, analysis, goal setting and action planning for the entire area drained by the Red Hill Creek and its tributaries. We the Stakeholders have developed this material as our collective guidance for the work before us.

A. PURPOSE OF THE PLAN

The Red Hill Creek Watershed Plan will provide a framework for managing change to guide planning, management and stewardship decision-making at all levels, from senior governments to individual residents of the Watershed. The Plan is intended to foster long term environmental, social and economic sustainability.

The Watershed Planning process requires an understanding of the current state of a watershed including its physical and social characteristics. Future decisions and actions will be assessed against this current condition. The process presents an opportunity for strengthening communication between interests and fostering co-operative actions. A compendium of action initiatives will be an important outcome of this exercise.

B. GROUND RULES

1.0 Relationships

1.1 While the Region of Hamilton-Wentworth remains committed to construction of the North-South Expressway, participation in watershed planning for Red Hill Creek does not infer support for the Expressway.

1.2 There should be broad-based participation in the preparation of the plan from community groups, university, business, governments, schools and landowners.

1.3 Building long-term relationships with each other through the Watershed is vital - thus people should know how to investigate matters, where to go for help, and how the community can play its role in long-term management of the Watershed.

1.4 Technical people should be available to help define problems and to help seek sensible solutions.

1.5 Clarity of communication and using everyday language is required of all participants.

1.6 All participants and stakeholders in the process will be treated with respect.

1.7 Government agencies can only participate commensurate with their mandate and legal responsibilities, current staff levels and expertise.

1.8 The Watershed Plan should not hold community groups accountable for implementing actions which are rightfully the responsibilities of government. This does not rule out the formation of partnerships between government and non-government organizations.

2.0 Process

2.1 We should fully avail ourselves of the extensive work and studies done by many organizations and community groups, thus avoiding duplication or waste. Participants are committed to the sharing of information.

2.2 Avoid a lengthy process, be straight forward and be action-oriented in planning. We will strive for consensus-based decision making throughout the process.

2.3 Approved policies and plans including official plans, secondary plans, the Niagara Escarpment Plan, Environmental Assessments shall be acknowledged in the Watershed Plan.

2.4 The process should bring technical and community people and their knowledge together.

2.5 The process should develop a vision or clear goals for the Watershed Plan.

2.6 The plan should set directions and be a living document that is revisited regularly.

2.7 *The process should result in a document that informs and guides community planning, programs, projects and other decision-making.*

2.8 *The plan should be concise and provide specific direction.*

3.0 Technical Ground Rules

3.1 *The Watershed Plan should be ecosystem-based and address a range of technical matters including as a minimum:*

a) active and passive recreation including fishing, accessibility and design of hiking/biking trails and linkages with neighbourhoods and surrounding areas;
b) stormwater management including implications of downstream impacts from development in the Water-shed, flooding, erosion control, and channel stability;
c) natural heritage conservation and management including terrestrial and aquatic habitat, restoration or degraded habitat, wetlands, migratory birds, flora and fauna, fish habitat and migration;
d) ground and surface water quality including sources and quantities of pollutants entering water-courses.
e) a profile of the Watershed community including demographic and other socio-economic information as well as use and enjoyment of the Watershed.
f) transportation and utility infrastructure

3.2 *A "State of the Watershed" Report will be produced early in the watershed planning process. This report will provide comprehensive baseline information on current conditions in the Watershed against which specific targets will be developed and impacts of current and future projects and activities assessed.*

3.3 *The Watershed Plan should be done promptly so as to meaningfully influence the detailed design and mitigation of negative impacts associated with the Expressway, including;*

a) stream protection and bioengineering;
b) landscaping and aesthetic enhancement of trails;
c) improved access to industrial, commercial and residential areas;
d) rehabilitation of disturbed areas;
e) open space and recreational use.
f) air and water quality

3.4 *Special technical problems that need consideration are:*

a) Ottawa Street landfill site
b) Greenhill sewer outfall
c) Queenston Road fish barrier
d) Felker's Creek Valley and ravine
e) Illegal garbage dumping
f) Sewage Treatment Plant discharge
g) Q.E.W.

3.5 *Technical information and data requirements will be established by the stakeholders.*

C. PROCESS

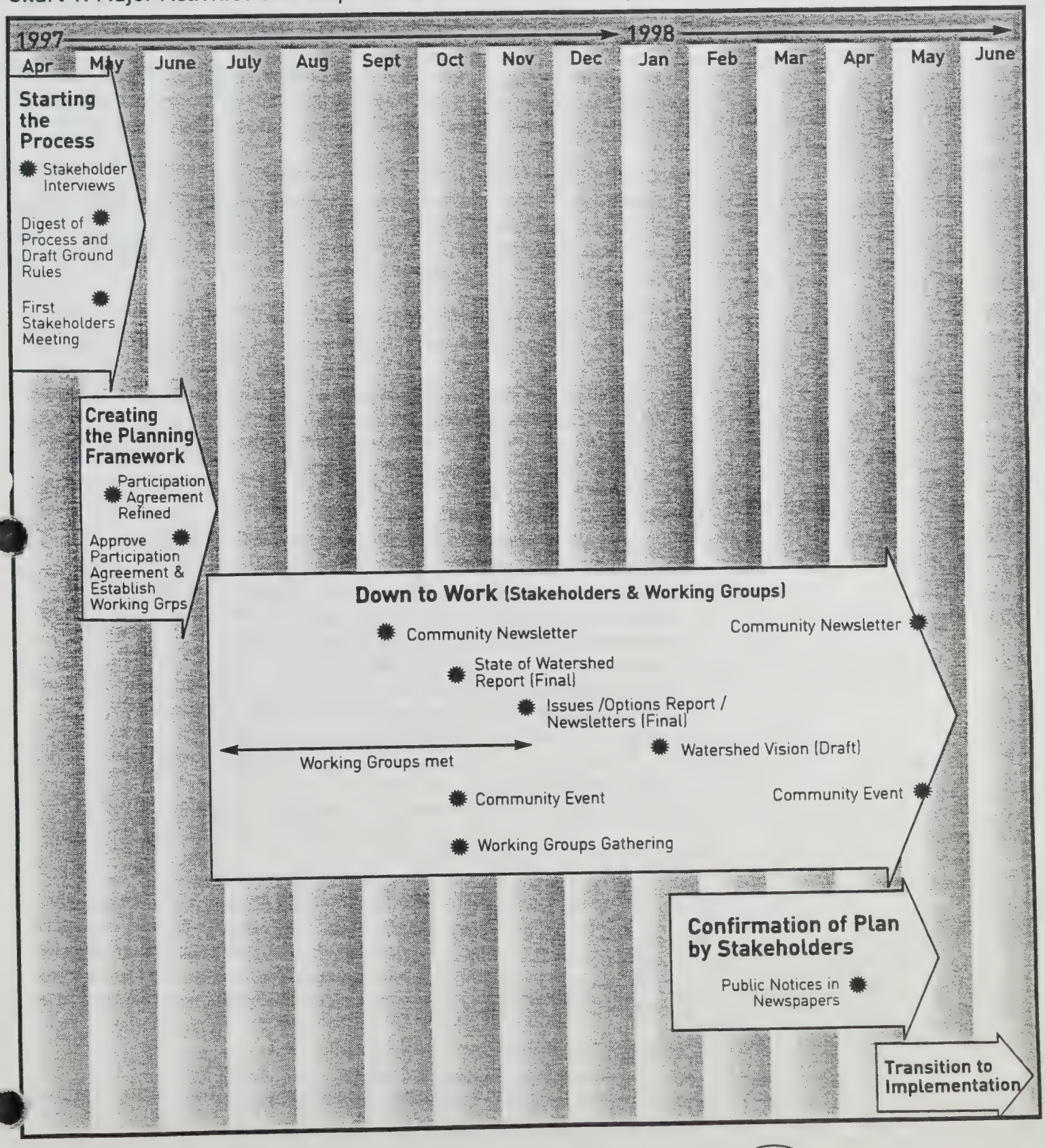
The objective of the Watershed Planning Process is to aggressively pursue a first generation Watershed Plan. The process will incorporate the following areas.

D. PRODUCT

The first generation Watershed Plan will be concise to facilitate distribution to a wide variety of interests. The document will be user friendly and geared to a broad audience including non-technical readers. Detailed background and technical reports will be available as appendices with a more modest distribution. The Watershed Plan will incorporate the following elements:

- *Background on watersheds and watershed planning*
- *Description of context for Red Hill Watershed Planning exercise*
- *"State of the Watershed" Baseline Report*
- *A Vision for the Watershed (Discussion of Shared Values)*
- *Key assumptions about the watershed*
- *Specific goals and targets*
- *Compendium of actions*

Chart 1: Major Activities and Steps in the Watershed Planning Process



Matters To Be Considered in the Future

The following issues or questions were not addressed by the Stakeholders in this First Generation Watershed Plan. They are recommended for detailed consideration and identification of appropriate actions in further watershed planning activities:

Trails, Open Space, Recreation and Cultural Heritage

1. The role of community organizations and institutions in promoting cultural heritage through displays of heritage/archaeological artifacts.
2. The impact on the Watershed of increasing use of the Bruce Trail and Lake Ontario Waterfront Trail should be assessed.

Habitat Protection and Restoration

1. A comprehensive inventory of terrestrial resources in the upper Watershed is needed.
2. Wildlife utilization of the Niagara Escarpment, Lake Ontario Shoreline, and Upper Watershed require further investigation.
3. The desirability of fostering populations of introduced species such as Rainbow Trout and Chinook Salmon in the Watershed.

Water

1. The impact of degraded water quality on Windermere Basin.
2. The impact of air quality on stream water quality.
3. Improving the quality of Woodward Sewage Treatment Plant effluent.
4. Long range planning and potential partnerships to create ponds on golf courses.
5. Enhancement of base flow in the Watershed's creeks.
6. Identification of the source of nitrates in Hannon Creek.
7. Further investigation of the deposition process of PAH and metals is required. At what rates are PAH and metals washed off during rainstorms?
8. The contribution of closed landfill sites to water quality concerns.
9. A comprehensive survey or inventory of known contaminants sources in the Watershed is required.
10. Adapting RAP goals into quantitative targets for the Watershed.

Social Development and Health

1. Creation of a social development strategy for the Watershed.
2. The major sources of air pollution in the Watershed have not been identified.
3. The role played by diesel trucks in terms of their contributions to PAH, benzene and particulate levels is not understood and requires further investigation.
4. The role played by the Watershed's natural vegetation in filtering air pollutants such as carbon monoxide, controlling dusts and balancing atmospheric oxygen.

Economic Development and Land Use

1. Development of an economic strategy for the Watershed.
2. The capacity of sewer system to accommodate increased densities in built up areas requires further investigation

Who to Contact?

(Contact numbers will be provided.)

Additional Information about Red Hill Creek Watershed

The documents and publications listed below were produced during the Red Hill Creek Watershed Planning Process. They are available for viewing by the public at various locations including:

- the Hamilton Library Main Branch, the Stoney Creek Library and selected branches of the Hamilton and Wentworth Library Systems
- the Hamilton Region Conservation Authority
- the Region of Hamilton-Wentworth Special Projects Office
- Mills Library, McMaster University

Please contact the Hamilton Region Conservation Authority for more information about these documents.

1. Red Hill Creek Watershed Planning - State of the Watershed Report (October 1997)

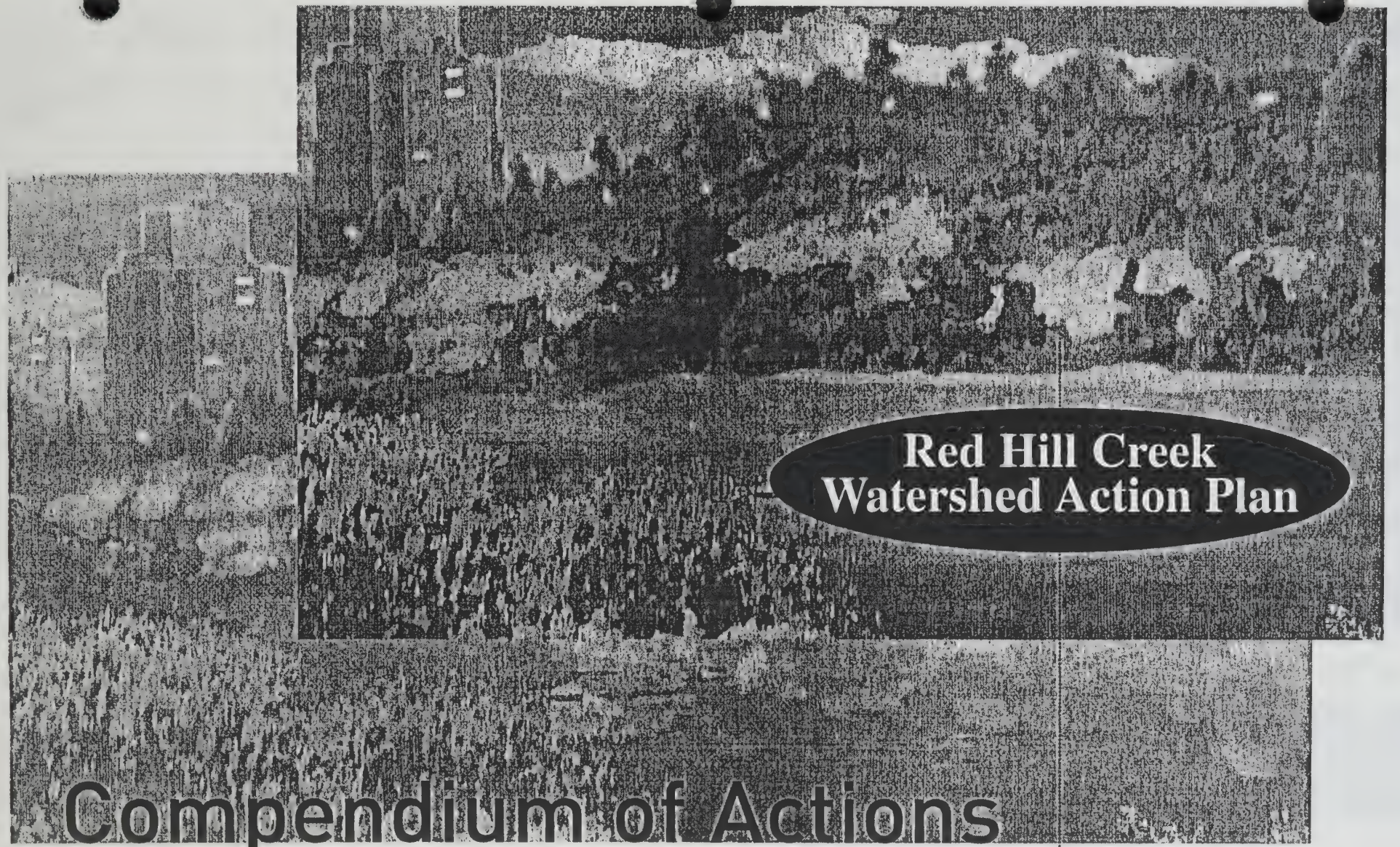
Technical Background Reports prepared for the Red Hill Creek Watershed Planning Process. All reports were finalized in late 1997.

- Surface Water Report - Phillips Planning and Engineering Ltd.
- Water Quality Report - Phillips Planning and Engineering Ltd.
- Hydrogeological Inventory - Terraqua Investigation Ltd. in association with Blackport and Associates
- Known and Potential Contaminant Sources - Dillon Consulting Limited
- Fisheries - C. Portt and Associates
- Terrestrial Resources - Dougan and Associates
- Soils and Geology - Peto MacCallum Ltd.
- Cultural Heritage - Archaeological Services Inc., Unterman McPhail Cuming Associates in association with Historica Research Limited
- Land Use - Region of Hamilton Wentworth Special Projects Office

3. Opportunities Reports

These reports outline a range of potential actions to enhance, rehabilitate or restore conditions in the Watershed.

- Terrestrial and Aquatic Resources: Draft Opportunities Report - Dougan and Associates
- Water Opportunities Report - Phillips Planning and Engineering Limited



Red Hill Creek Watershed Action Plan

Compendium of Actions

#1 - April 1998

APPENDIX "B"

Introduction

This "Compendium" of actions summarizes over 100 projects or activities suggested by participants in the Red Hill Creek Watershed Planning Process. Its purpose is to provide a quick reference guide to implementation activities and the roles being played by various stakeholders in the Watershed, The Compendium has not been incorporated into the Watershed Plan because it will be continually changing as new projects are added and completed actions are deleted from the listing.

Each action is described in brief but all require further planning, refinement and approvals. In most cases a Lead party has been identified and will undertake the responsibilities listed below. I have renumbered all the actions, numbering the 20(1-41) series sequentially and deleting the ones that were orphans. They will be listed together at the end of the Compendium.

The information in the Compendium is grouped under the following headings:

Project # and Theme

The Project # pertains to this Compendium only and does not relate to tables or maps in the Watershed Plan. The symbol identifies one or more theme areas impacted by the project.

Action

Describes the general nature of the project. All actions will require detailed planning and may require specific permits or approvals.

Type

Places the project into one of the following categories:

- A - Action,
- B - Education or Awareness,
- C - New Knowledge, Policy, Guidelines
- or a combination of these categories.

Lead

The organizations or agencies listed here will play a Lead role for the Project. The responsibilities of the Leads include:

- Initiating the planning or design process for the project
- Facilitating the involvement of project partners
- Acting as the contact or spokesperson for the project
- Co-ordinating any necessary approvals or funding processes
- This does not imply that the Lead parties are the funders for the project

Partners

The organizations or agencies that have an interest in the project and must be involved if implementation is to be successful. The responsibilities of Partners include:

- Participating in the detailed planning, design and implementation of the project
- Contributing to the project to the extent of their capabilities. Contributions may take the form of information, advice, volunteer workers, and support for Lead functions, financial resources or services in kind.
- Facilitating the involvement of others with an interest in the action project, including the public at large.

Funding

This column provides any available information about the availability or status of funding for the project. It may also identify projects or programs through which the action will be implemented.

Timeframe

Where available, information about the timeframe within which the action will be implemented is provided.

Notes

This heading summarizes any other pertinent information about the action

For additional information about the Red Hill Creek Watershed Plan please contact: Region of Hamilton-Wentworth Special Projects Office

Project # and Theme	Action	Type	Lead	Partners	Funding	Timeframe	Notes
1 W H	Species Introduction on Upper Watershed (fish) - In recent years five species of fish have disappeared from the watershed above Albion Falls. By re-introducing some of these species and monitoring their progress the lost populations may be re-established or the causes of the disappearance better understood	.A, E, K		HRCA	RSPO	2-4 YRS	Linked to Expressway project
2 E H W	Riparian Buffer By-Law & Program - A legislation and public information initiative to protect or introduce vegetated buffers along the Creek and its tributaries.	E, K	HRCA, SC	HHWSP, HHHBA			Fill, Construction Regs in Place
3 H W	Restore Natural Channels - Modify concrete and gabion channels to reduce velocity by using naturalized approaches (including bio-engineering) as opportunities arise through adjacent projects.	A	HRCA, RSPO, SC	HPW, HCR, HHHBA	RSPO	2-4 YRS	1. HRCA plan review function. 2. Some work linked to RHCE
4 W	Enhancing Infiltration In developed areas - Develop and implement strategies for increasing infiltration in developed areas in the watershed according to priorities established in the Watershed Plan. Begin with a pilot project (e.g. rain barrel program, disconnection of roof leaders, school yard naturalization with wetlands). In New Developments - Implement alternative development standards in new development to promote infiltration based on priority subwatersheds. Increase infiltration of impervious surfaces (new and retrofit as opportunities arise) through various techniques (e.g. pervious asphalt, turf stone) where cost effective and feasible.	A, E, K	HRCA, SC, CLAN	HPW, HHWSP, GV, HHHBA			HRCA plan review function
5 W	Downspout Disconnection Program - Encourage property owners todirect roof leaders onto their property rather than into the storm sewer.	A, E, K	HPW	HRCA, HHWSP, HHHBA, RED GV			Underway in Stoney Creek
6 W	Yellow Fish Drain Marking Program - Promote community involvement in storm drain marking program to discourage dumping of chemicals into sewers. Currently administered by BARC. Requires modest additional funding ($1,000) and has one established sponsor for materials.	A, E		HRW, HRCA, HHWSP, HHHBA, SC			
7 H W C	Private Land Stewardship Program - Extend existing Harbour stewardship program into the Watershed, adapting the current program to urban setting.	A, E	HHWSP, HRCA	HRCA, RED GV			
8 W	Dye Tests for Remaining Septic Systems - Conduct dye tests in existing septic systems to detect malfunctioning systems.	A	RPH				
9 W	Assess Greenhill Sewer Outfall - Assess discharge at Greenhill Sewer Outfall to determine the extent of problems associated with illegal discharges or hook ups. Retrofit existing facilities if necessary.	A, K	RED				
10 W	Water Quality Monitoring Program - Monitor levels of phosphate, ammonia, and faecal coliforms during low flow. Assess possibilities for reducing levels.	E, K	HRCA	RSPO, RED	RSPO (partial)	ongoing @ Dartnall	Initiated, expanded through X-Way project

Project # and Theme	Action	Type	Lead	Partners	Funding	Timeframe	Notes
11 C W S	Water Quality Warning Signs - Signs should be placed at key access points and "hot spots" advising of hazards to health posed by water quality.	E		HRCA			
12 C W	Brochures About Water Quality - Communication brochure to inform public about state of water quality in creek and tributaries. Should inform about actions individuals can take to improve water quality.	E		HHWSP			
13 H	Watershed Reforestation Program - Enhance existing tree planting on private and public lands. This will have benefits for water quality, storm drainage, air quality, and habitat. Use of native species is encouraged. (See also Habitat Restoration Projects)	A, E, K	HRCA	HHWSP, RSPO, RED, HHHBA, MTO, SC	RSPO (partial)	2-5 YRS	Implemented through various programs or projects
14 W	Sub-Watershed Storage Facilities - Design and construct sub-watershed stormwater storage facilities to control peak discharges and increase wetland habitat. Locations and details to be determined on a sub-watershed basis.	A	SC, GLAN	RSPO, HPW, HRCA, RED, HHHBA, MTO		2-4 YRS	Implemented through various projects/ developments
15 W H	Natural Channel Stream Design in Red Hill Creek - Apply natural channel stream design to lower section of Red Hill Creek to accommodate increased flows and promote stability.	A, K	HPW, HRCA, RSPO	HCR	RHCE	2-4 YRS	
16 W C	Signs to Show Watershed Boundaries - Erect signage at key points depicting the watershed and advising the public that they are within its boundaries.	E	HRCA	HPW, RED WN			Through Watershed Network
17 H C	Natural Habitat Promotion - Hold local events in conjunction with National events such as Wildlife and Environment Weeks or Earth Day.	E	HRCA	HHWSP			
18 C	Develop Promotional Material - Develop watershed promotional materials through joint initiatives with organizations and groups across the Region. Avoid duplication of materials. Consult Waterfront Trust database of educational brochures.	E	HRCA	HHWSP			Implemented through BARC
19 H	Natural Habitat Land Bank - Based on restoration priorities map target areas where land banking should occur to extend natural habitat. Establish pilot acquisition project ASAP.	A, K	HRCA	HPW, HHWSP, RED, HHHBA			HRCA program in place
20 H	Habitat Restoration Projects - Identify priority locations for habitat protection and restoration. Investigate why habitat is threatened and what can be done.	A, E, K	HRCA	HHWSP, RSPO, HHHBA			- some activities linked to RHCE
21 H	Lake Ontario Shoreline Restoration & Enhancement (Lower Valley & Lakeshore) - Enhance linkage between Hamilton Beach Strip and mouth of Stoney Creek. Vegetation Management including removal of exotic trees and shrubs. Restoration plantings of shoreline species.	A	HRCA	MTO, RSPO			- some activities linked to RHCE
22 H	Van Wagner's Pond's & Marshes Enhancement - Restore link to Lakeshore and Red Hill Creek. Management of water quality, water quantity and vegetation to restore habitat conditions for birds and herpitiles.	A	HRCA	HHFW, RSPO MTO			- initiated - some work linked

Project # and Theme	Action	Type	Lead	Partners	Funding	Timeframe	Notes
23 H	Red Hill Marsh Enhancement - Restore link to Van Wagner's Ponds and Marshes. Management of water quality, water quantity and vegetation to restore habitat conditions for birds, herpitiles and fish.	A	HRCA	HHFW, RSPO MTO			- linked to Expressway project
24 H	Red Hill Creek Channel Through Red Hill Marsh Restoration - Restore link to Van Wagner's pond's and marshes. Management of water quality, water quantity and vegetation to restore habitat conditions for birds, herpitiles and fish.	A	HPW, HRCA	HHFW, RSPO MTO			- linked to Expressway project
25 H	Woodward Avenue Treatment Facility Naturalization & Reforestation (Lower Valley & Lakeshore) - Control of exotic species on and naturalization of grounds.	A	RED				
26 H	Brampton Street Landfill Restoration & Naturalization - Vegetation management to restore quality savanna species. Control of exotic species. Connect savanna remnant fragments.	A	RED	HRCA			Linked to landfill remediation
27 H	Brampton Street & Nash Road Restoration & Enhancement - Restore linkage to Red Hill Valley and Marsh. Control of exotic species.	A		HRCA			
28 H T	Globe Park Reforestation & Naturalization - Control of exotic species. Control of pedestrian encroachment into natural areas.	A		HPW			
29 H T	Confederation Park Reforestation & Naturalization - Control of exotic species. Control of pedestrian encroachment into natural areas.	A	, HRCA	HPW			-in progress
30 H T	Confederation Park Canals & Ponds Naturalization & Reforestation - Control of exotic species. Control of pedestrian encroachment into natural areas.	A	HRCA				-in progress
31 H	Hydro Corridor Adjacent to Mt. Albion Road Restoration - Restore seepage conditions and marsh habitat. Restore linkages between wetland and valley.	A	HPW	RSPO, RED HPW			
32 H T	King's Forest Golf Course Naturalization & Reforestation - Restore linkages between creek and Escarpment. Control of exotic species. Control of pedestrian encroachment into natural areas.	A	HCR	HRCA, HHWSP, NEC, CSH HPW			
33 H T	King's Forest Golf Course Naturalization & Restoration of Riparian Habitats (King's Forest - Mt.Albion - Escarpment Area) - Restore and enhance creek valley linkage corridor. Control of exotic species. Control of pedestrian encroachment into natural areas.	A	HCR	HRCA, HHWSP, NEC, RED, CSH, RSPO HPW			
34 H	King's Forest Golf Course Restoration of Seepage Conditions (King's Forest - Mt.Albion - Escarpment Area) - Protect seepage areas / Control of exotics. Restore and enhance escarpment linkage.	A	HCR	HRCA, HHWSP, NEC, CSH HPW			
35 H T	Matt Broman Park (Ski Hill) Restoration - Enhance East-West Escarpment link. Control of exotic species. Control of pedestrian encroachment into natural areas.	A	HPW	CSH			

Project # and Theme	Action	Type	Lead	Partners	Funding	Timeframe	Notes
49 H	Swales Naturalization (Hannon Creek Headwaters) - Link to wooded habitats. Monitor water quality and erosion.	A	HRCA	HHWSP HPW			HRCA plan review function
50 H	Rymal Rail Trail Naturalization & Reforestation - Link to wooded natural areas (i.e. Hannon Floodplain Forests; Nebo Road West Floodplain). Control of exotic species.	A	HPW	HRCA			
51 H	Hydro & Utility Corridors Naturalization & Reforestation (Hannon Creek Headwaters) - E-W and N-S links. Implement a natural heritage strategy for maintaining hydro corridors.	A	HYDRO	HPW			
52 H T	Felker's Falls Vicinity Naturalization & Reforestation (area between Escarpment & residential lot areas) - Enhance Niagara Escarpment linkage corridor through naturalization. Develop and implement an Open Space Management Plan. Implement setbacks and fencing. Restrict access to major trails.	A	HRCA, HHWSP	SC			-plans prepared -consultation underway
53 H	Davis Creek Valley Naturalization & Reforestation - Monitoring. Enhance Davis Creek linkage corridor from headwaters to Red Hill Creek. Control of exotic species.	A	HHWSP	HRCA, SC			
54 H	Taro Site Naturalization & Reforestation - Link to adjacent natural areas and linkage corridors. Control of exotic species. Monitoring.	A	HRCA, SC				
55 H T	Felker's Falls - Highway 20 Escarpment Corridor Naturalization & Reforestation - Enhance Escarpment link at Hwy 20 crossing area. Develop and implement an Open Space Management Plan. Implement setbacks and fencing. Restrict access to major trails.	A	SC	HRCA, HHWSP, IBTC			HRCA plan review function
56 H T	King's Forest Golf Course Relocation of Southerly Links & Reforest Openings - Restore forest interior conditions. Control of exotic species. Control of pedestrian encroachment into natural areas.	A		HRCA, HHWSP			
57 H T	Mountain Brow Road & Mud Street Naturalization - Enhance linkage corridor by permitting naturalization of parklands, restoration of cliff communities. Control of exotic species. Control of pedestrian encroachment into natural areas.	A	HPW	SC			
58 H C	Oxbow Enhancement - Swamp South of TH&B - Enhance habitat for migratory and breeding birds. Cleanup of debris from adjacent residential lots.	A	RSPO				Linked to expressway project
59 C	Community Watershed Keepers - Establish program similar to "Neighbourhood Watch" involving public as guardians of the watershed.	A, E	HRCA HHWSP	RED			Linked to Watershed Stewardship program
60 C	Stewardship Awards - Rewards or public recognition of achievements by individuals, organizations or neighbourhoods. Could also incorporate schools.	E	HHWSP, RED, HHHBA GV				
61 H	Stewardship on Public Lands -	A, E, K	HPW, HHWSP RED, SC				
62 H C	Species Introduction (Non-Fish) - Introduce flying squirrels or other wildlife into the Valley. Requires partnering with commitment to restoring interior forest habitat.	A, E, K	HRCA, HHWSP				

Project # and Theme	Action	Type	Lead	Partners	Funding	Timeframe	Notes
63 H E	Natural Habitat in Business Parks	A, E, K	HHWSP	HPD, HRCA, HHHBA			HRCA plan review function
64 H E	Natural Habitat & the Development Control Process- Planners to develop incentives and clear guidelines for protection of natural habitat at beginning of process.	K	HPD, RED	HRCA, HHHBA			HRCA plan review function
65 C	Watershed Council & Coordinator - Establish a Watershed Council made up of community representatives	A, E, K	HRCA	HAM, HHWSP, HHHBA, SC			Part of overall implementation framework
66 H	ESA Monitoring Program - Monitor Projects associated with ESAs and report on rate of habitat recovery, possibly in association with Sustainable Community Day.	A, K	HRCA, RED	HHWSP			Regional Natural Areas co-ordinating Comm. in place
67 H E	Habitat Conservation Through Land Use Planning - Develop appropriate habitat management policies or restoration strategies for incorporation into OPs, CA master plans and other land use documents are guidelines. Ensure that all ESAs are identifies in OPs and other planning documents.	K	HRCA, SC, GLAN	HPD, HPW, RED, HHHBA			HRCA plan review function
68 T C	Locate Niagara Escarpment Interpretation Facility in Watershed - Implement the conceptual proposal for the major interpretive centre developed through the Red Hill Revitalization Project.	A	HRCA	HPW, BTA, IBTC, SC			Facility concept plans prepared
69 T C	Archeological Artifacts Repository - Find a suitable location for archeological artifacts. Site location could involve adaptive reuse for historic structures such as "Veevers" residence or historic Barton School (1922)	A		HPW, HPD, HCR			
70 C	Lost Streams Map - Map of "lost streams of watershed." Show historical changes and lost landscapes, and how they link to current issues.	E, K	HRCA				
71 T	History of Watershed Project - Collect photographs and peoples experiences in the watershed. Build on work by community heritage organizations. Walter Peace and others	E, K		HHB			
72 T C	Watershed Interpretation Centre (at Elizabeth Bagshaw School) - Maintain Watershed Interpretation Centre at Elizabeth Bagshaw as a permanent centre.	E	HBE	HPW, HRCA, HHWSP, RED			
73 T C	Scenic Routes In the Watershed - With the opening of the East-West Expressway, consider formal scenic route, for example, plan for Mountain Brow Drive	E		HPW, HCR			
74 T C	Cultural Heritage Plaque Program -Have a Plaquing Program with points of cultural heritage interest in watershed. Create a connecting trail with a unifying theme.	E	SC	HCR, HPD, HPW			
75 C	Ongoing Communication - Ongoing communication about watershed initiatives, avoid LH and RH problems, and missed opportunities.	E		HRCA, HHHBA			Part of overall implementation framework
76 T	Archeological Master Plan for the Region - Prepare an overall plan for conservation and commemoration of the Regions archaeological resources.	K		HPD, HCR, HHHBA, SC			

Project # and Theme	Action	Type	Lead	Partners	Funding	Timeframe	Notes
36 H T	Glendale Golf Course (Montgomery Creek) Enhancement, Naturalization & Restoration - Enhance Montgomery Creek linkage corridor by naturalizing channel and restoring riparian communities. Control of exotic species. Control of pedestrian encroachment into natural areas. Erosion control.	A	HPW, RED	HRCA, NEC, GCGC, SC	various partners		In planning stages
37 H T	Buttermilk Creek (Adjacent to Mountain Brow Road) Restoration & Naturalization - Enhance and buffer East-West Escarpment link. Manage savanna species. Control of exotic species. Control of pedestrian encroachment into natural areas.	A	HPW	NEC			
38 H T	King's Forest to Dartnall Road Interchange Naturalization - Control of exotic species. Control of pedestrian encroachment into natural areas. Enhance linkage corridor by permitting naturalization of parklands.	A	HPW	RSPO		1-3 YRS	Linked to expressway project
39 H	Mohawk Sports Park Naturalization & Reforestation - Enhance linkage through rail trail; restoration of Cliff Communities. Control of exotic species.	A	HPW	NEC			
40 H	Rymal Spur Rail Trail to Caledonia Naturalization - Enhance linkage through rail trail. Control of exotic species.	A	[illegible]	HRCA			
41 H	Mt. Albion Conservation Area Naturalization & Riparian Enhancement - Enhance linkage corridor of Hannon Creek. Improve water quality in Hannon Creek. Control of Norway Maple and other exotic species.	A	[illegible], HRCA				
42 H	Hydro Corridor Adjacent to Pritchard Road Naturalization & Reforestation - Control of exotic species. Implement a natural heritage strategy for maintaining hydro corridors. Enhance existing linear corridor.	A	[illegible] HYDRO, HRCA	RED, HPW			
43 H	Ottawa Street Landfill Naturalization & Reforestation - Link to Red Hill Creek, Rymal Spur Rail Trail and Ottawa Street Parks and Recreation department depot. Control of exotic species.	A	[illegible]ED	HRCA, HPW			Linked to landfill remediation
44 H	Parks Ottawa Street Depot Naturalization & Reforestation - Link to adjacent creek, woodlot and Ottawa Street Landfill. Control of exotic species.	A	HPW				
45 H	Gravel Pits & Quarries Adjacent to Dartnall Road & Rymal Road Rehabilitation - Implementation of a natural heritage strategy for naturalization and rehabilitation. Link naturalized areas to established corridors.	A	HRCA				
46 H	Agricultural Fields Naturalization & Reforestation - Control of exotic species. Link to surface drainage features.	A	[illegible] HRCA	HHWSP			
47 H	Swales Naturalization (King's Forest - Mt. Albion Escarpment Area) - Monitor water quality and erosion. Link to wooded habitats.	A	HCR, HPW, HRCA	HHWSP			
48 H	Agricultural Fields Reforestation & Naturalization (Hannon Creek Headwaters) - Link to adjacent natural areas and linkage corridors. Control of exotic species.	A	HRCA	HHWSP, HPW			

Project # and Theme	Action	Type	Lead	Partners	Funding	Timeframe	Notes
77 T E	Retention of Historical Landscape Features in Subdivisions - Encourage retention or interpretation.	K	SC	HRCA, RED			HRCA plan review function
78 T	Sign at King's Forest Golf Club - Sign on Red Hill Valley Trail informing users that washroom/refreshment facilities are available at King's Forest Golf Club.	E	HPW				
79 T	Public Washroom Facilities Along Trail Network (have brochures / signs to advertise) - Identify existing facilities adjacent to all trails which are open to the public and produce a "pit-stop" map.	E	HPW				completed
80 T	Pedestrian Crossing of the Q.E.W. Between Hwy. 20 & Red Hill Creek - Optimum method of connection east side of Valley to Lake Ontario Waterfront Trails.	A		HRCA HPW SPO			
81 T	Pedestrian Link to Beach Boulevard at Woodward Avenue - Establish linkage from west side of Valley to Waterfront.	A		MTO, SPO, HRCA, HPW			
82 T	Pedestrian/Cyclist Stairs at Fennell & Greenhill (Escarpment) - Create opportunity to move out of west side of valley and connect to upper Hamilton.	A	HPW	IBTC, SPO(BIKE)			
83 T	Pedestrian/Cyclist Stairs at Felker Falls (Escarpment) - Replace old trail route down Escarpment face with properly constructed stairs.	A	SC				
84 T	Access to the Valley Trails for Adjacent Community at Greenhill - Maintain access to valley trails at Greenhill Avenue and Albright Road.	A	HPW, SPO		RHCE		subject to Master Plan
85 T	Access to the Valley Trails for Adjacent Community at Melvin/Barton Street - Create and maintain an access point to valley trails at Melvin Avenue or Barton Street.	A	HPW, SPO		RHCE		subject to Master Plan
86 T	New Trail in the Lower Davis Creek Corridor - Create a new trail along Davis Creek, from King Street to the Escarpment.	A	HPW				subject to Master Plan
87 T	New Trail in the Lower Montgomery Creek Corridor - Create a new trail along Montgomery Creek from King Street to the Escarpment.	A	HPW				subject to Master Plan
88 T	New Trail at Hydro Corridor Between Mohawk & Municipal Boundary - Create a new trail along the hydro corridor, which begins north east of Limeridge Mall (south of Mohawk Rd. E.) and goes south to the municipal boundary (south of Rymal Rd.).	A	HPW				subject to Master Plan
89 T	New Trail at Hydro Corridor Between Glover Road & Upper James - Full corridor goes beyond watershed to the west.	A	HPW				subject to Master Plan
90 T	New Trail at Hydro Corridor Between Glover Road & Barton Street - Create a trail that runs north-south from Glover Road to Barton Street, along the hydro corridor.	A	HPW				subject to Master Plan
91 T	New Trail Between Mt. Albion CA & Stoney Creek - Create a new trail from Mount Albion Conservation Area, that extends east to Upper Mount Albion Road.	A	HPW, HRCA				subject to Master Plan
92 T	New Trail From First Road to Greenhill (Old Glover Mountain Road) - Create an opportunity for people to cross the Escarpment between First Road and Greenhill Avenue.	A	HPW				subject to Master Plan

Project # and Theme	Action	Type	Lead	Partners	Funding	Timeframe	Notes
93 T	Shelters - Renovate Grassie Blacksmith Shop and integrate with interpretation of heritage of Mount Albion village	A	RSPO				linked to RHCE Project
94 T	Pumping Station Trail from Woodward Plant - Create trail along the easement for water line between Woodward Water Treatment Plant and Ottawa Street..	A	HPW	RED			subject to Master Plan
95 T	New Trail on Mt. Albion Road from Glendale to Mud Street (to be abandoned as a result of the Expressway) - Create a new trail along Mount Albion Road from Glen Castle Drive to Mud Street, if Mount Albion is abandoned as a result of the expressway	A	HPW, RSPO	IBTC			subject to Master Plan
96 T	Link from Red Hill Trail Across Mt. Albion Neighbourhood to Rail Trail at Limeridge - Extend trail at Limeridge Road, at Mohawk Sports Park, across the Red Hill Valley to connect with the Bruce Trail.	A	HPW	IBTC, RSPO			subject to Master Plan
97 T	Pedestrian Structure for Hikers at the Proposed Expressway - Create an opportunity for people to pass over the expressway around Dartnall Road, to allow people to move between Mount Albion Conservation Area and the Bruce Trail	A	IBTC	HPW, HRCA			
98 T	Pedestrian Structure at the Expressway and Hydro Corridor between Upper Sherman and Upper Wentworth	A	HPW, RSPO				
99 T	Pedestrian Structure Across the Proposed Expressway Between Stoney Creek & Hamilton in the Vicinity of Mud Street - create an opportunity for people to pass over the expressway between Mud Street and the Bruce Trail	A	HPW	HRCA			
100 T	Pedestrian Structure across railway tracks linking Gage Park to the Escarpment Rail Trail	A	HPW, RSPO				
101 S	Implement Actions Recommended in Hamilton Air Quality Initiative Report - Incorporate relevant data and air issues from the HAQI initiative into the State of the Watershed Report and the Watershed Plan. Identify action recommendations in HAQI's final report which are applicable and worthy of implementation through the Watershed Plan and incorporate them into the final document.	E, K	RED	HRCA, RED, HHHBA, GV			- in progress
102 S	Red Hill Meteorological Study - Undertake a study of the meteorological effects of the Red Hill Valley and implications for air quality.	K	RSPO				- report completed for RHCE
103 S	Safe Passage Across Landfill Sites - Develop a management strategy to facilitate public access through the Brampton and Upper Ottawa Street landfill sites.	A, E	RED	HPW			
104 S	Watershed Survey - Establish a co-operative effort by a variety of Watershed partners to design and implement a comprehensive and statistically valid survey of Watershed residents. Recommend this subject area as a source of appropriate research topics for secondary and post-secondary students.	K		HHWSP			

Project # and Theme	Action	Type	Lead	Partners	Funding	Timeframe	Notes
105 T	Trails Master Plan for Hamilton - Implement a master planning process for walking and cycling trails within Hamilton. The Plan should assess community needs and identify priority projects across the city, including the Red Hill Watershed.	K	HPW	HHHBA	Requested		Awaiting $$
106 E	Open Space Zoning By-Law Amendment - Review the current zoning on lands which have natural attributes to determine whether an open space category would be more appropriate.	K	HPD	HHHBA		ongoing	
107 E	Watershed Related Policies in Official Plan - Incorporate policies supporting the Watershed Plans into the official plans for Hamilton, Stoney Creek and Glanbrook.	K	HPD, SC, GLAN	HHHBA		ongoing	
108 T	Marshall Lime Kiln Restoration & Plaque - Establish an appropriate facility incorporating, commemorating and interpreting the ruins of the Marshall Lime Kiln. The remains of this historical structure were salvaged from a site on James Street North, which was in the right-of-way for the Lincoln Alexander Parkway.	A	HPD				
109 W H	Remove Barriers to Fish Migration - Remove or redesign built structures which impede fish migration at the locations identified in the Watershed Plan.	A	RSPO				- linked to RHCE project
110 H	Promote use of Native Plant Materials - Use native plant materials in public and private landscaping or habitat restoration work	A, E	RSPO	GV			- linked to RHCE project
111 C	Watershed Report Card - Develop a set of measurable indicators to chart overall progress in achieving the long-term goals of the Watershed Plan. Produce a periodic report card or other progress update.	A, E	RSPO				Part of overall implementation

THEMES

- T — Trails, Open Space, Recreation and Cultural Heritage
- H — Habitat Protection and Restoration
- W — Water
- S — Social Development and Health
- E — Economic Development and Land Use
- C — Community Action, Education and Awareness

Action Projects That Need a Lead

Theme	Action	Type	Lead	Partners	Funding	Timeframe	Notes
H	Rennie Street Landfill & Public Works Depot Restoration & Naturalization - Control of exotic species.	A					
H	Gravel Pits & Quarries Naturalization & Reforestation (Hannon Creek Headwaters) - Link to adjacent natural areas and linkage corridors. Control of exotic species.	A					
H	Upper James - Stone Church Road Area Reforestation & Naturalization - Connect savanna remnant fragments. Vegetation management to restore quality savanna species. Control of exotic species.	A					
S	Health & Well Being Program - Identify and monitor locations where activities are not recommended due to health or safety concerns. Develop a public awareness program including signage and literature to alert the community to these locations and to suggest alternative locations for activities. Identify the types of activities occurring in these locations and develop alternatives.	E, K					
H	Establish Amphibian Enhanced Programs in Existing and New Habitat on Public and Private Land	A, E					
H	Restore Snake Hibernaculum in the Vicinity of the TH&B Line	A, E					
C	Establish Program to Prevent Illegal Dumping	E					
W	Remediation of Brampton Street Landfill	A					
C	Enhance Community Based Monitoring Program	A, B					

BTA *- Bruce Trail Association*
CSH *- Conserver Society - Hamilton Chapter*
GLAN *- Township of Glanbrook*
GV *- Hamilton-Wentworth Green Venture*
HAM *- City of Hamilton*
HBE *- Hamilton Board of Education*
HCR *- Hamilton Culture & Recreation*
HHB *- Hamilton Historical Board*
HHFW *- Hamilton Harbour Fish & Wildlife Habitat Restoration Program*
HHHBA *- Hamilton Halton Homebuilders Association*
HHWSP *- Hamilton Harbour Watershed Stewardship Project*
HPD *- Hamilton Planning & Development*
HPW *- Hamilton Public Works & Traffic*
HRCA *- Hamilton Region Conservation Authority*
IBTC *- Iroquioa Bruce Trail Club*
MTO *- Ontario Ministry of Transportation*
NEC *- Niagara Escarpment Commission*
REC *- Regional Economic Development Department*
RED *- Regional Environment Department*
RHCE *- Red Hill Creek Expressway*
RPH *- Regional Public Health Department*
RSPO *- Regional Special Projects Office*
SC *- City of Stoney Creek*
WN *- Watershed Network*

50.

CITY OF HAMILTON

- RECOMMENDATION -

AUG 2 0 1998

DATE: 1998 August 18

REPORT TO: Tina Agnello, Secretary
Planning and Development Committee

FROM: L.C. King, P. Eng.
Building Commissioner

SUBJECT: Demolition of:
1373 MAIN STREET EAST - Tag Number 98-108083
(98.1.1.A)

RECOMMENDATION:

That the Building Commissioner be authorized to issue a demolition permit for 1373 Main Street East in accordance with By-Law 74-290 pursuant to Section 33 of The Planning Act, as amended.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND:

PRESENT ZONING: H

PRESENT USE: Vacant Retail Store and One Dwelling Unit

PROPOSED USE: Vacant

BRIEF DESCRIPTION: The owner proposes to demolish the existing 2 storey building which contains commercial and one residential dwelling unit. This building was badly damaged by a fire. The owner is proposing to leave the lands vacant at the present time. This property is located in the "Crown Point East" Neighbourhood and is located in Ward 4 (please see attached neighbourhood map). No LACAC interest. Lot size 15.76m x 29.56m.

The owner of the property and applicant as per the demolition permit is:

1090289 Ontario Inc.
18 Bridlewood Drive
Dundas, Ontario L9H 6H4

FP/zr



SUBJECT PROPERTY
1373 MAIN ST EAST

72	73	74
35	34	66
37	36	9

This is not a Legal Document
For Zoning Verification Please
Contact City Building Department

CITY OF HAMILTON

CROWN POINT EAST

ZONING

Neighbourhood Boundary
Zoning Boundary.

0 50m 100m
SCALE
NORTH

Prepared for The City of Hamilton
by the Planning and Development Department

PLANNING UNIT NO 6510

PAGE 34

51.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 18 AUG 2 0 1998

REPORT TO: Tina Agnello, Secretary
Planning and Development Committee

FROM: L.C. King, P. Eng.
Building Commissioner

SUBJECT: Demolition of:
95 EAST 36th STREET - Tag Number 98-10775
(98.1.1.A)

RECOMMENDATION:

That the Building Commissioner be authorized to issue a demolition permit for 95 East 36th Street in accordance with By-Law 74-290 pursuant to Section 33 of The Planning Act, as amended.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND:

PRESENT ZONING: C

PRESENT USE: Single Family Dwelling

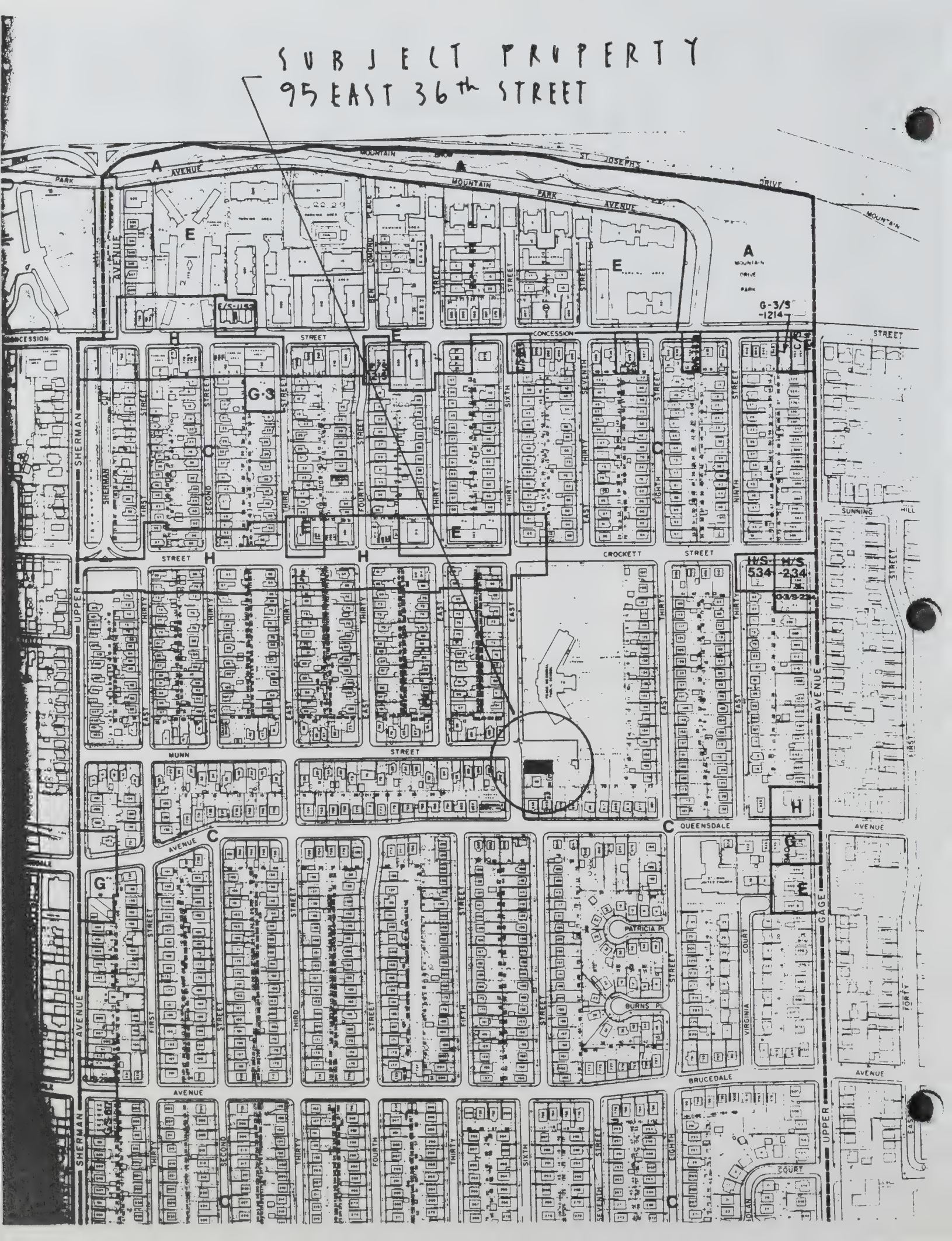
PROPOSED USE: Single Family Dwelling

BRIEF DESCRIPTION: The owner proposes to demolish the existing single family dwelling and rebuild a new single family dwelling in the future. This property is located in the "Raleigh" Neighbourhood and is located in Ward 6. No LACAC interest. Lot size 14.24m x 55.47m.

The owner of the property and applicant as per the demolition permit is:

Provincial Forming and Concrete
53 East Bend Avenue North
Hamilton, Ontario
L8L 7E1

FP/zr


SUBJECT PROPERTY
95 EAST 36th STREET
MOUNTAIN PARK AVENUE
ST. JOSEPH'S
DRIVE
MOUNTAIN
PARK
AVENUE
E/S-1152
G-3/S
-1214
CONCESSION
STREET
SHERMAN
UPPER
MUNN
CROCKETT
SUNNING
HILL
W/S
534
-234
03/22
QUEENSDALE
BRUCEDALE
PATRICIA PL
BURNS PL
COURT
VIRGINIA
GAGE
FORTY
FIRST
SECOND
THIRD
FOURTH
FIFTH
SIXTH
SEVENTH
EIGHTH
NINTH
THIRTY
EAST
LOMOND
PLACE

52.

CITY OF HAMILTON

- RECOMMENDATION -

AUG 2 0 1998

DATE: 1998 August 18

REPORT TO: Tina Agnello, Secretary
Planning and Development Committee

FROM: L.C. King, P. Eng.
Building Commissioner

SUBJECT: Demolition of:
540 UPPER JAMES STREET - Tag Number 98-107368
(98.1.1.A)

RECOMMENDATION:

That the Building Commissioner be authorized to issue a demolition permit for 540 Upper James Street in accordance with By-Law 74-290 pursuant to Section 33 of The Planning Act, as amended.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND:

PRESENT ZONING: H

PRESENT USE: Vacant Commercial and One Residential Dwelling Unit

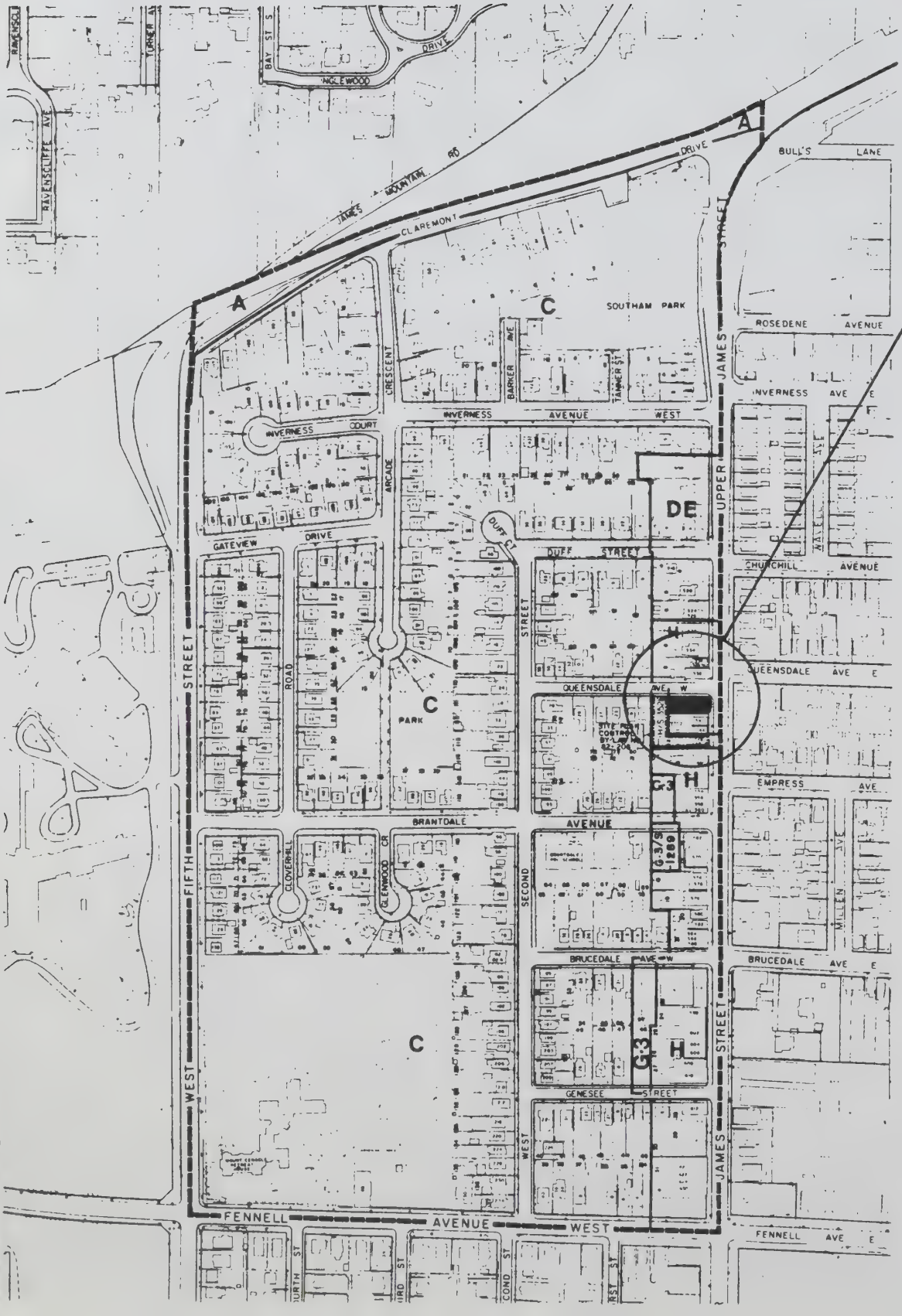
PROPOSED USE: Vacant Land at Present Time

BRIEF DESCRIPTION: The owner proposes to demolish the existing two-storey building which contains commercial with one residential dwelling unit. The owner is proposing to leave the land vacant at the present time. This property is in the "Southam" Neighbourhood and is located in Ward 8 (please see attached neighbourhood map). No LACAC interest. Lot size 15.24m x 31.06m.

The owner of the property and applicant as per the demolition permit is:

Teresa Luca
1920 Carscadden Chase
Mississauga, Ontario L4W 3B9

FP/zr


SUBJECT PROPERTY
540 UPPER JAMES
JAMES MOUNTAIN RD
CLAREMONT DRIVE
BAY ST S
MOCLEWOOD DRIVE
RAVENSCLIFFE AVE
TURNER AV
BULL'S LANE
ROSEDENE AVENUE
INVERNESS AVE E
CHURCHILL AVENUE
QUEENSDALE AVE E
EMPRESS AVE
BRUCEDALE AVE E
FENNELL AVE E
SOUTHAM PARK
INVERNESS AVENUE WEST
INVERNESS COURT
ARCADE
CRESCENT
BARKER AVE
TANNER ST
DUFF CT
DUFF STREET
GATEVIEW DRIVE
CLOVERHILL ROAD
GLENWOOD CR
PARK
BRANTDALE AVENUE
QUEENSDALE AVE W
BRUCEDALE AVE W
GENESEE STREET
FENNELL AVENUE WEST
UPPER JAMES STREET
FIFTH STREET WEST
SECOND STREET WEST
A
C
DE
H
G3

53.

CITY OF HAMILTON

- RECOMMENDATION -

AUG 2 0 1998

DATE: 1998 August 18

REPORT TO: Tina Agnello, Secretary
Planning and Development Committee

FROM: L.C. King, P. Eng.
Building Commissioner

SUBJECT: Demolition of:
342 DUNDURN STREET SOUTH - Tag Number 98-106850
(98.1.1.A)

RECOMMENDATION:

That the Building Commissioner be authorized to issue a demolition permit for 342 Dundurn Street South in accordance with By-Law 74-290 pursuant to Section 33 of The Planning Act, as amended.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND:

PRESENT ZONING: H

PRESENT USE: Commercial and 1 Dwelling Unit

PROPOSED USE: Vacant

BRIEF DESCRIPTION: The owner proposes to demolish the 2-storey building which contains commercial on the first floor with one residential dwelling unit on the second floor. The proposal is to merge the lands with the property known as 330 Dundurn Street South. A Site Plan application DA-98-24 has been submitted to the Planning and Development Department and is currently under review. This property is located in the "Kirkendall" neighbourhood (please see attached neighbourhood map) and is located in Ward 1. No LACAC interest. Lot size 6.4m x 28.65m.

The owner of the property and applicant as per the demolition permit is:

1242324 Ontario Inc., 336 Shaver Road, R.R. #1 Jerseyville, Ontario, L0R 1R0
FP/zr



135	127	21
136	92	41
26	93	41

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Contact City Building Department.

CITY OF HAMILTON

KIRKENDALL NORTH

ZONING

Neighbourhood Boundary
Zoning Boundary.

0 100m
SCALE 50m
NORTH

Prepared for The City of Hamilton
by the Planning and Development Department

PLANNING UNIT NO 6803

PAGE NO 92

54.

CITY OF HAMILTON

- RECOMMENDATION -

AUG 2 1 1998

DATE: 1998 August 17
(PLC-98-07)
Lisgar Neighbourhood

REPORT TO: Mr. J.J. Schatz, Secretary
Committee of the Whole

FROM: V.J. Abraham, M.C.I.P., R.P.P.
Director, Planning and Development Department

J. Pavelka, P.Eng.
Chief Administrative Officer

SUBJECT: Application to Remove Part-Lot Control
for "Wisemount Estates, Phase 9" Subdivision
Registered Plan 62M-836
(Planning and Development Committee)

RECOMMENDATION:

a) That approval be given to Part Lot Control Application 98-07, **822827 Ontario Inc. (A. Di Silvestro), owner**, to remove part-lot control for Lots 1 to 47, inclusive, located in "Wisemount Estates, Phase 9", Registered Plan 62M-836, known municipally as 1313-1317 Limeridge Road East, 30-61 Townmansion Drive, 826-848 Upper Kenilworth Avenue and 2-10 Racalmuto Street, to permit the creation of easements, as shown on the attached map marked as APPENDIX "A";

b) That the attached by-law, marked as APPENDIX "B", to remove part lot control from Lots 1 to 47, inclusive, Registered Plan 62M-836, "Wisemount Estates, Phase 9" plan of subdivision, be enacted by Council;

c) That the exempting by-law be restricted to a 1 year effective time period to expire on September 15, 1999;

d) That following the enactment of this by-law, the Commissioner, Regional Environment Department (as delegate of the Minister of Municipal Affairs and Housing) be requested to grant approval to the by-law and endorse the same on the by-law.

V.J. Abraham

J.J. Pavelka

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

Proposal

The application for removal of part lot control is to permit the establishment of easements in accordance with the approved plan of subdivision "Wisemount Estates, Phase 9" (see Appendix "C"). The easements are required to permit rear yard access to each townhouse unit from the exterior of each dwelling without having to go through the interior portion of the dwelling unit.

Location

The lands are located north of Limeridge Road East and west of Upper Kenilworth Avenue in the Lisgar Neighbourhood.

CIRCULATION COMMENTS:

- The Traffic Division, Department of Public Works and Traffic has no comment with respect to the application

- The Building Department has no comment with respect to the application.

- The Regional Environment Division advised:

  "Our office has received the application for removal of part-lot control in order to allow for the creation of easements allowing rear yard access to each townhouse unit from the exterior of each dwelling. Please be advised that our office has no comment or objection to this application."

COMMENTS:

1. Removal of "part-lot" control is a mechanism provided for under the Planning Act to permit minor division of land. This provision eliminates the need to obtain the approval by the Committee of Adjustment for each individual parcel of land, thereby reducing the overall administrative process required to obtain the same objective. The mechanism is exercised by municipalities by registering a by-law in the Land Titles offices. Part lot control can only be used for lands within a registered plan of subdivision. In addition, Section 50(7.3) of the Planning Act, allows for an expiration date to be described in the part-lot control by-law, thereby eliminating the need to repeal said by-law. Under Section 50(7.4), Council may grant an extension before the expiration of the By-law if needed

without the approval of the Minister. In this regard, the exempting by-law should be restricted to a 1 year effective time period.

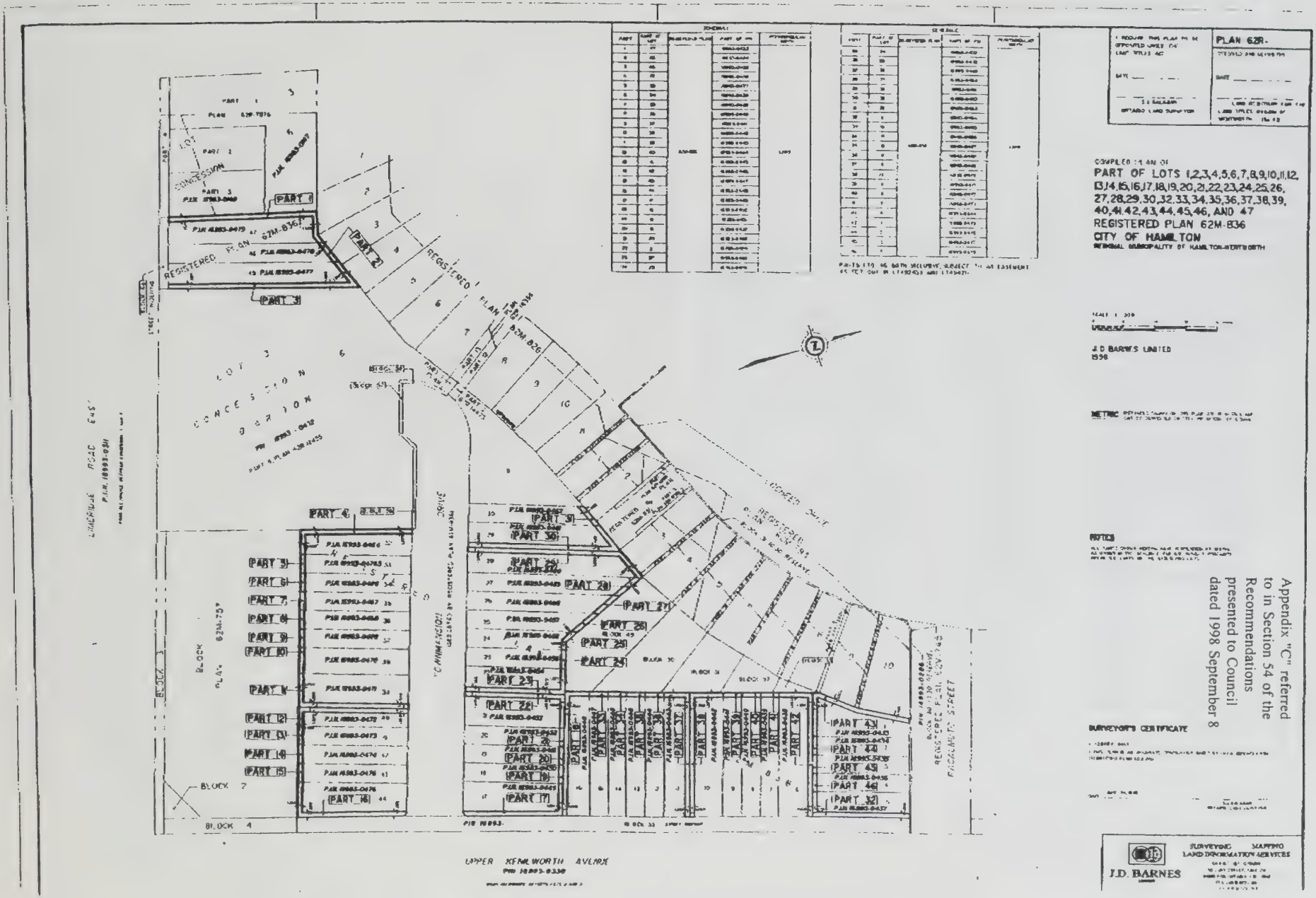
2. The attached by-law to remove "part-lot" control has been prepared in a form satisfactory to the City Solicitor.

3. The subject lands are being developed for street townhouse units (see APPENDIX "D"). For the interior units only, to go from the front yard to the rear yard, the home owner would have to go through living areas of the unit. The applicant is proposing to establish access easements across the rear of the townhouse units to allow for access from the street to the rear yards of the dwelling units. This is to ensure that the home owners can conduct routine maintenance of the interior units.

CONCLUSION:

Based on the foregoing, the request to remove part-lot control can be supported.

SR/sr
PLC98-07.rpt



Appendix "C" referred to in Section 54 of the Recommendations presented to Council dated 1998 September 8

APPENDIX "A"

APPENDIX B

Bill No. C-60

The Corporation of the City of Hamilton

BY-LAW NO. 98—

To Remove
Land within the "Wisemount Estates, Phase 9" Subdivision, Plan 62M-836
from Part Lot Control

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

(7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.

(7.1) **Requirement for approval of by-law.** -- A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.

(7.2) **Exemption from approval.** -- An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.

(7.3) **Expiration of by-law.** -- A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.

(7.4) **Extension of time period.** -- The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.

(7.5) **Amendment or repeal.** -- The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton–Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of Section 50 of the Planning Act, for the purposes of establishing easements allowing rear yard access to each townhouse unit from the exterior of each dwelling unit shall not apply to the following lands:

   Lots 1 to 47, inclusive, within Registered Plan Number 62M-836, in the City of Hamilton, Regional Municipality of Hamilton–Wentworth.

2. (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton–Wentworth.

   (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.

   (c) This By-law shall expire on September 15, 1999.

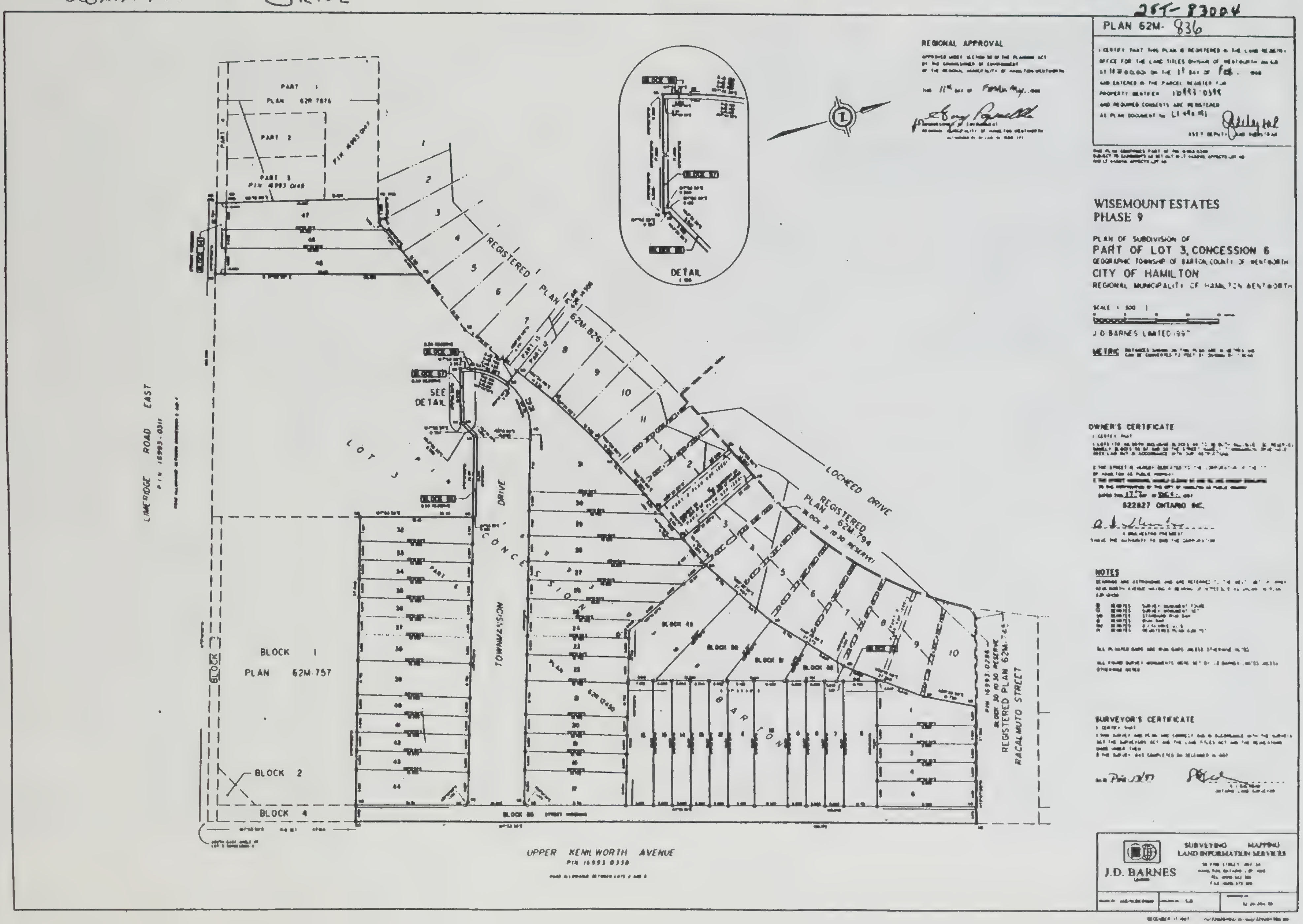
PASSED this day of A.D. 1998.

City Clerk Mayor

822827 Ontario Inc. (A. Di Silvestro), owner
PLC-98-07

TOWNMANSION DRIVE

M-836



APPENDIX "C"

WISEMOUNT ESTATES
PHASE 9
HAMILTON
ONTARIO
GRADING PLAN
URBEX ENGINEERING
LIMITED
181 REBECCA STREET HAMILTON ONT. L8R 1E
(905) 522-3328 FAX (905) 522-0452
DRAWING FILE : 5
DRAWING NAME : 395-06-045
SCALE : 1:400
DATE : JULY 1997
JOB No. : 97-634
DWN BY : C.C.
RACALMUTO STREET
UPPER KENILWORTH AVENUE
LOCHEED DRIVE
TOWNSHIP DRIVE
LIMERIDGE ROAD EAST
EXISTING RESIDENTIAL
BLOCK 49
BLOCK 50
BLOCK 51
BLOCK 52
BLOCK 53
PHASE 8
PHASE 9
PHASE 10
SILT FENCE

APPENDIX "D"

55.

CITY OF HAMILTON

- RECOMMENDATION -

DATE:	1998 August 20 ZAR-98-31 (ZAR-96-04) AUG 2 1 1998
REPORT TO:	Mr. J.J. Schatz, Secretary Committee of the Whole
FROM:	V. J. Abraham, M.C.I.P., R.P.P. Director, Planning and Development Department J. Pavelka, P.Eng. Chief Administrative Officer
SUBJECT:	Request for removal of the 'H' (Holding) Symbol - lands located at 18 Homewood Avenue. (P&D)

RECOMMENDATION:

A. That approval be given to Zoning Application 98-31, George Lima, owner, requesting removal of the 'H' (Holding) symbol provision under Section 36(1) of the Planning Act, R.S.O., 1990, to permit a maximum of four (4) dwelling units within the existing building located at 18 Homewood Avenue, shown on the attached map marked as APPENDIX "A"; and,

B. That the Director of the Planning and Development Department be directed to prepare a By-law to amend Zoning By-law No. 6593 as amended by By-law No. 96-139, for presentation to City Council.

EXPLANATORY NOTE:

The purpose of the by-law is to remove the 'H' (Holding) symbol, for lands located at 18 Homewood Avenue, as shown on the attached map marked as Appendix "A". The 'H' (Holding) provision was placed on the subject lands and prohibited development until the applicant applied for and received approval of a Site Plan Control Application for the required parking layout, grading, and landscaping.

City Council may remove the 'H' symbol, and thereby give effect to the "D" District modified provisions by enactment of an amending By-law once the condition is fulfilled.

The effect of the by-law is to permit a maximum of four (4) dwelling units within the existing building located at 18 Homewood Avenue.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A

BACKGROUND:

- By-law No. 96-139

  On August 27, 1996, City Council passed By-law 96-139 which modified the zoning of the subject lands to permit a maximum of four (4) dwelling units within the existing building. The 'H' (Holding) provision was placed on the subject lands until the applicant applied for and received approval of a Site Plan Control Application for the required parking layout, grading, and landscaping.

APPLICANT:

George Lima, owner.

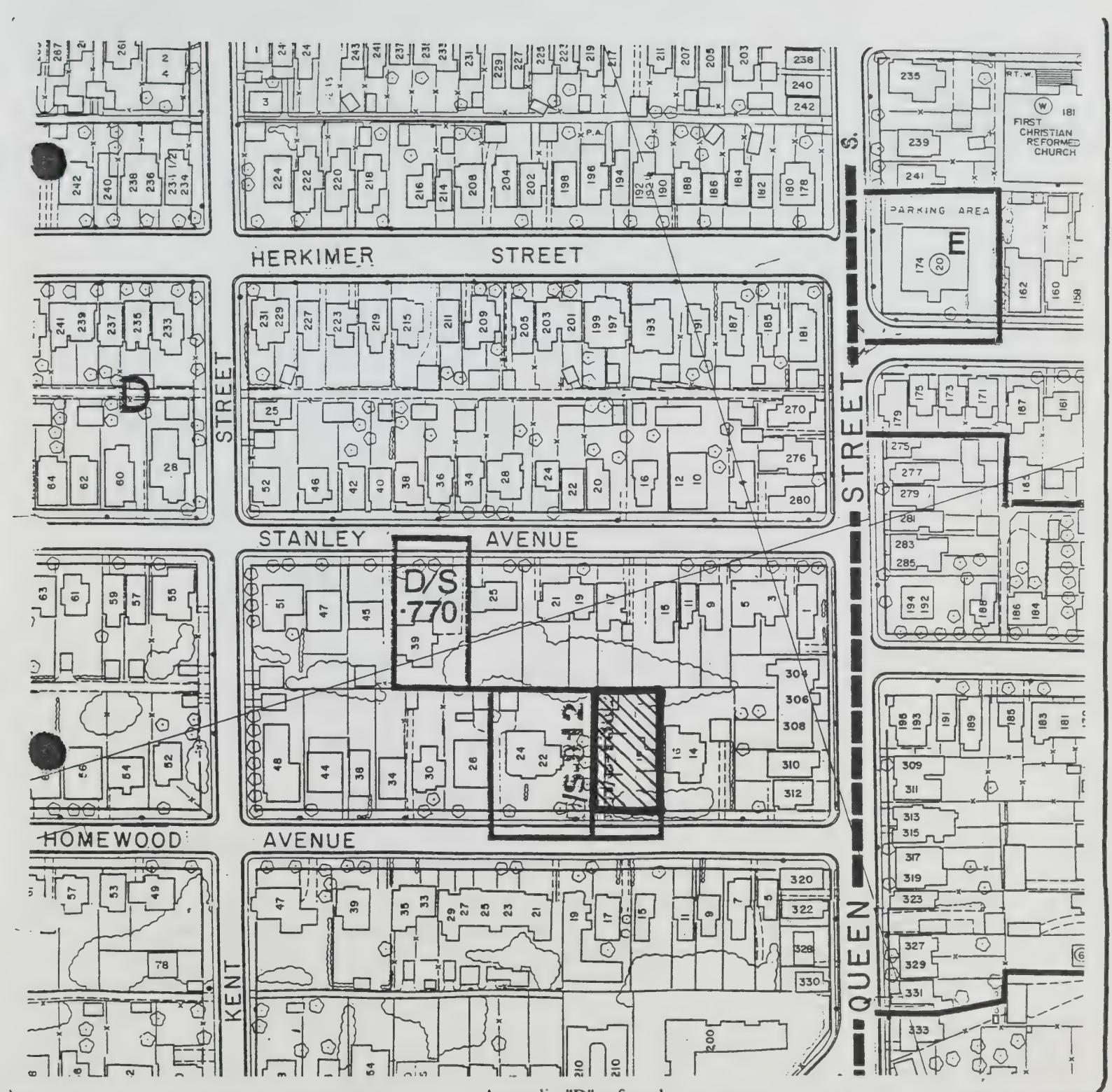
COMMENTS:

The applicant applied for and received Site Plan Approval for the required parking layout, grading, and landscaping on January 30, 1998. The final plans and drawing were cleared on June 3, 1998 and the Site Plan Control Agreement has been registered on title, as of August 20, 1998. Thus, it is recommended that the 'H' (Holding) symbol be removed.

CONCLUSION:

Based on the foregoing, removal of the 'H'- Holding provision can be supported.

JL:jl
ZAR9831



Appendix "D" referred to in Section 55 of the Recommendations presented to Council dated 1998 September 8

Legend

Change in Zoning from:

"D"-'H' (Urban Protected Residential - One and Two Family Dwellings, etc. - Holding) District, Modified to "D" (Urban Protected Residential - One and Two Family Dwellings, etc) District

City of Hamilton

Location Map

Planning and Development Department

North	Scale	Reference File No.
	NOT TO SCALE	ZAR-98-31
	Date	Drawn By
	July, 1998	B. B.

56.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 20
Balfour Neighbourhood
A-98-116

REPORT TO: Mr. J.J. Schatz, Secretary
Committee of the Whole

FROM: V. J. Abraham, M.C.I.P., R.P.P.
Director of Planning and Development

J. Pavelka, P.Eng.
Chief Administrative Officer

P. Noé Johnson
City Solicitor

P. Hooker for P. Noé Johnson

SUBJECT: Authorization for Staff Attendance at an Ontario Municipal Board Hearing
(Planning and Development Committee)

RECOMMENDATION:

That the appropriate staff (e.g. Law and Planning and Development Departments) be authorized to attend the Ontario Municipal Board hearing in support of the Committee of Adjustment decision to deny Application No. A-98-116, respecting property located at No. 79 Dana Drive, as shown on attached map marked as APPENDIX "A".

V. J. Abraham J. Pavelka

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Staff costs for attendance at hearings are covered by the respective Departmental Work Programs /Budgets.

BACKGROUND:

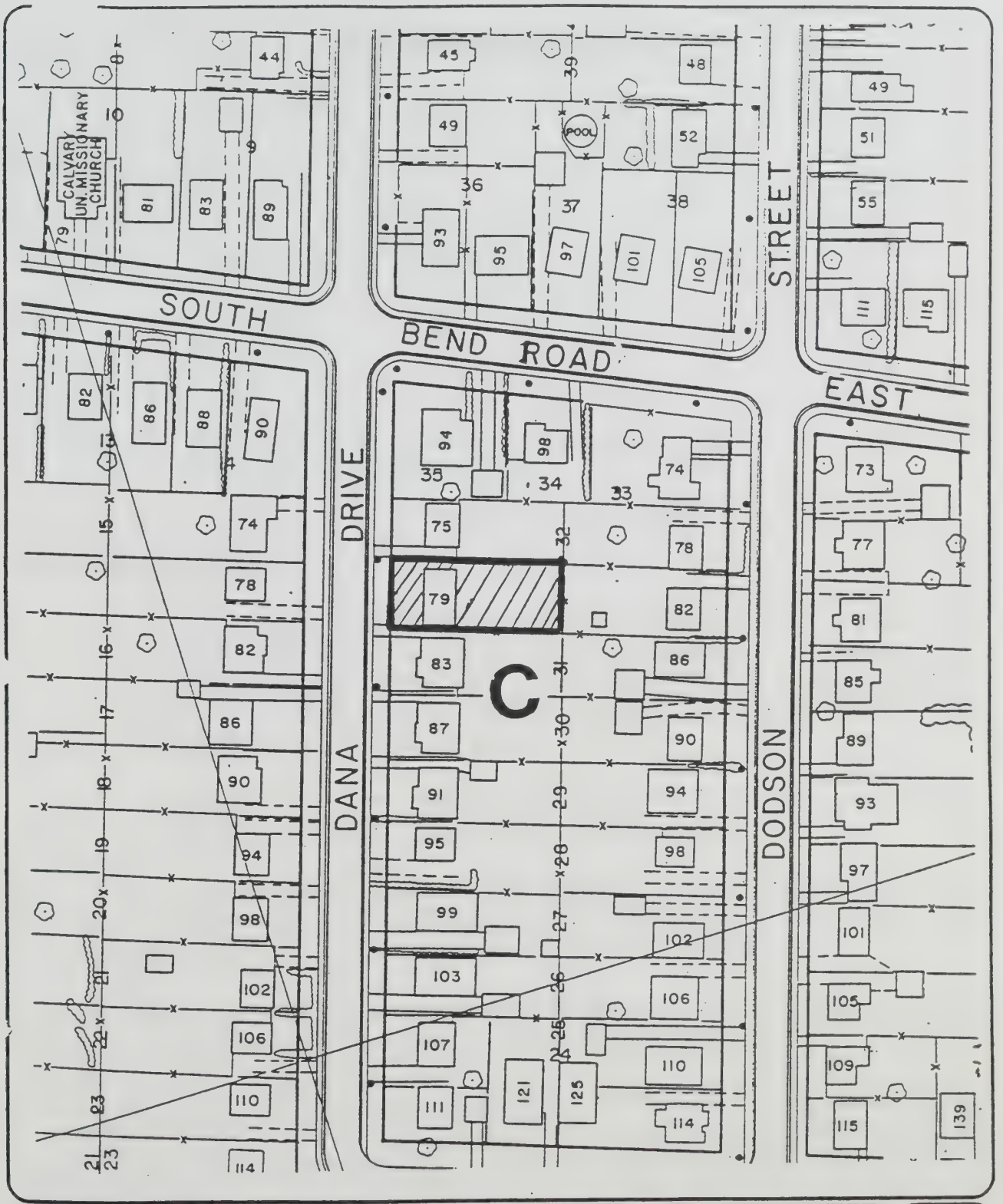
Committee of Adjustment application A-98-116 has recently been appealed to the Ontario Municipal Board. At its meeting of June 24, 1998, the Committee accepted Planning and Development staff's recommendation and denied the application. The proposal is to permit the construction of a 24' x 45', four car garage having a height of 4.572m (15.0'), notwithstanding that the By-law allows a maximum three car garage having a maximum height of 4.0m (13.12') in the rear yard of the property located at 79 Dana Drive. A date for the Board hearing has not yet been set.

CONCLUSION:

Consistent with current practise in these matters, it is appropriate to seek the Planning and Development Committee's authorization for the appropriate staff to attend the above-noted hearing.

JG

Appendix "E" referred to in Section 56 of the Recommendations presented to Council dated 1998 September 8



City of Hamilton,
Committee of Adjustment
Location Map by the Technical and Cartographic Section, Planning and Development Department

A-98:116

C

57.

CITY OF HAMILTON

- RECOMMENDATION -

AUG 1 4 1998

DATE: 1998 August 7

REPORT TO: Mr. J. J. Schatz, Secretary
Committee of the Whole

FROM: J. J. Schatz
City Clerk

SUBJECT: MacNab Street Truck Tunnel - Cogeco Cable Inc.
(Formerly Rogers Cable) (P&D)

RECOMMENDATION:

(a) (i) That the Corporation of the City of Hamilton enter into an agreement with Cogeco Cable Inc. (formerly Rogers Cable) to formalize the installation of a 3" fibre optic cable installed in 1994 and located in that portion of the MacNab Street truck tunnel, which lies between King Street West and Main Street West, under the City's jurisdiction; and,

(ii) That approval be given to allow Cogeco Cable Inc. to construct a new 2" fibre optic cable within the MacNab Street truck tunnel; and,

(b) That an agreement between The Corporation of the City of Hamilton and Cogeco Cable Inc. be entered into, in a form satisfactory to the City Solicitor, prior to the commencement of the installation of the conduits and cables; and,

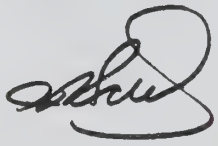
(c) That the term of the agreement be at the sole pleasure of City Council and cancellable upon ninety (90) days written notice to Cogeco by the City; and,

(d) That Cogeco be required to pay a annual fee of $500 for the existing system plus an additional $500 annual fee for the new proposed cable and a one time fee of $500 for administrative costs incurred in the course of arranging this agreement, plus Legal expenses; and,

(e) That the installation on the City Property be performed to the satisfaction of the Manager of Building Operations and Maintenance Division of the Culture and Recreation Department; and,

(f) That the Mayor and City Clerk be authorized and directed to execute this agreement on behalf of the City; and,

(g) That Item 21 of the 14th Report of the Finance and Administration Committee as approved by City Council on 1997 June 24 authorizing Cogeco Cable to install a 2'-7" x 4' equipment pedestal on a portion of the land which Hamilton Place is situated be rescinded.



FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

(a) The $1,000 annual fee be credited to Account No. CH 44104 31106 (Rent Fees - Civic Properties Rented);

(b) The $500 Real Estate Division Administration Cost be credited to Account No. CH 12050 54050 (Revenue External).

BACKGROUND:

Cogeco Cable Inc. (formerly Rogers Cable), a company engaged in the business of voice and data transmission for the purpose of communications, has approached the City with the request to formalize an agreement for the existing equipment installed in 1994 which fibre optic cable service many civic buildings. In adopting Item 1 of the 3rd Report of the Planning and Development Committee, City Council on 1993 February 9 authorized Unitel Cable Installation to construct and operate two (2) fibre optic cables in the MacNab Street truck tunnel. It would appear that Rogers Communication who purchased Unitel Cable installed an additional fibre optic cable in the tunnel in 1994 without seeking formal approval from the City of Hamilton. Subsequently, Cogeco Cable. Inc. has purchased Rogers Communication and would like to have the installation of the 3 " cable installed in 1994 formalized by a legal agreement. In addition, they would also like permission to construct, maintain, a new 2" fibre optic cable in that portion of the MacNab Street truck tunnel lying between King Street West and Main Street West, the part of the tunnel which is under the jurisdiction of the City. The existing and the new fibre optic cable will provide service to the buildings within the Lloyd D. Jackson Square complex, City Hall, 25 Main Street West and its many tenants.

The work will be carried out by qualified, bonded contractors and performed to the satisfaction of the Manager of Building Operations and Maintenance Division.

A formal written agreement will be finalized between the City and Cogeco prior to commencement of any work on the project. The agreement, among other things, will provide that Cogeco indemnify and save harmless, the City against and from all actions, causes of action, interest, claims, demands, costs, damages, expenses or loss which the City may bear, suffer, incur or become liable for arising out of the City granting this privilege to Cogeco. This assumption of liability shall be in place during and after construction whilst the cable is in place.

Approval of this cable installation within the tunnel is not a permanent right, but is at the sole pleasure of City Council and cancellable upon ninety (90) days written notice to Cogeco by the City. A public liability and property damage insurance policy in the minimum amount of $3,000,000 naming the City as an insured party will be kept in force throughout the terms of the agreement.

Cogeco is prepared to reimburse the City for its reasonable administrative and legal costs incurred in the course of arranging this agreement. Administrative costs are estimated to be approximately $500 plus legal expenses.

In addition, Cogeco has advised that they do not intend to pursue the installation of a fibre optic pedestal on the Hamilton Place property as adopted by City Council on 1997 June 24 and therefore we are rescinding that resolution.

MCJW/hew

c.c. P. Noé Johnson, City Solicitor
A. Ross, City Treasurer
R. Swan, Manager, Building Operations and Maintenance Division
G. Aston, Director of Programming & Development, Roads Division
Attention: J. Clairmont

PLANNING AND DEVELOPMENT COMMITTEE

RELATED BY-LAWS

58.

Bill No. C-105

The Corporation of the City of Hamilton

BY-LAW NO. 98—

To Remove
Land within the "Wisemount Estates, Phase 9" Subdivision, Plan 62M-836
from Part Lot Control

WHEREAS subsection 5 of Section 50 of the Planning Act, (R.S.O. 1990, Chapter P.13) establishes part-lot control on land within registered plans of subdivision;

AND WHEREAS subsection 7 of Section 50 of the Planning Act, states, in part, as follows:

(7) **Designation of lands not subject to part lot control.** -- Despite subsection (5), the council of a local municipality may by by-law provide that subsection (5) does not apply to land that is within such registered plan or plans of subdivision or parts of them as are designated in the by-law.

(7.1) **Requirement for approval of by-law.** -- A by-law passed under subsection (7) does not take effect until it has been approved by the appropriate approval authority for the purpose of sections 51 and 51.1 in respect of the land covered by the by-law.

(7.2) **Exemption from approval.** -- An approval under subsection (7.1) is not required if the council that passes a by-law under subsection (7) is authorized to approve plans of subdivision under section 51.

(7.3) **Expiration of by-law.** -- A by-law passed under subsection (7) may provide that the by-law expires at the expiration of the time period specified in the by-law and the by-law expires at that time.

(7.4) **Extension of time period.** -- The council of a local municipality may, at any time before the expiration of a by-law under subsection (7), amend the by-law to extend the time period specified for the expiration of the by-law and an approval under subsection (7.1) is not required.

(7.5) **Amendment or repeal.** -- The council of a local municipality may, without an approval under subsection (7.1), repeal or amend a by-law passed under subsection (7) to delete part of the land described in it and, when the requirements of subsection (28) have been complied with, subsection (5) applies to the land affected by the repeal or amendment.

AND WHEREAS the Minister has delegated his authority to approve by-laws enacted under subsection 7 of Section 50 of the Planning Act to the Council of The Regional Municipality of Hamilton–Wentworth pursuant to Section 4 of the Planning Act by Ontario Regulation 476/83;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Subsection 5 of Section 50 of the Planning Act, for the purposes of establishing easements allowing rear yard access to each townhouse unit from the exterior of each dwelling unit shall not apply to the following lands:

   Lots 1 to 47, inclusive, within Registered Plan Number 62M-836, in the City of Hamilton, Regional Municipality of Hamilton–Wentworth.

2. (a) This by-law shall come into force and effect on the date of its approval by Council of The Regional Municipality of Hamilton–Wentworth.

   (b) Where this by-law has been enacted and the said approval has been endorsed hereon, it shall be registered on title to the land described in paragraph one above.

   (c) This By-law shall expire on September 15, 1999.

PASSED this day of A.D. 1998.

City Clerk Mayor

822827 Ontario Inc. (A. Di Silvestro), owner
PLC-98-07

Bill No. C-196

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Amend:

Zoning By-law No. 6593

As Amended by Zoning By-law No. 86-203

Respecting:

LANDS LOCATED EAST OF GREENHILL AVENUE, WEST OF WEBSTER ROAD AND NORTH OF THE EXISTING RAILWAY LINE IN THE NASH ORCHARDS HEIGHTS SOUTH SUBDIVISION

WHEREAS it is intended to establish a special requirement under section 19B of By-law No. 6593, passed on the 25th day of July, 1950 and approved by the Ontario Municipal Board by Order dated the 7th day of December, 1951, (File No. P.F.C. 3821);

AND WHEREAS the Council of The Corporation of the City of Hamilton passed By-law No. 86-203 on the 25th day of June 1986 to change the zoning in respect of lands located in the area east of the proposed extension of Greenhill Avenue and south of King Street East, the extent and boundaries of which are shown on a plan thereto annexed as Schedule "A", which by-law came into force on the day it was passed in accordance with the Planning Act;

AND WHEREAS this by-law is in conformity with the Official Plan of the Hamilton Planning Area, approved by the Minister under the Planning Act on June 1, 1982.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The "C" (Urban Protected Residential, etc.) District provisions, as contained in Section 9 of Zoning By-law No. 6593, applicable to the lands, the extent and boundaries of which are shown on a plan hereto annexed as Schedule "A", are amended to the extent only of the special requirement that,

(a) notwithstanding Section 2.(6) and Section 9.(3)(ii) of Zoning By-law No. 6593, only a portion of one required side yard having a width of not less than 0.60 metres that abuts the wall of an attached garage shall be permitted, except that:

(i) in the case of a corner lot, a side yard having a flankage width of not less than 1.2 metres shall be provided and maintained; and,

(ii) where a side yard abuts any other residential district, a side yard of 1.2 metres shall be provided and maintained.

2. No building or structure shall be erected, altered, extended or enlarged, nor shall any building or structure or part thereof be used, nor shall any land be used, except in accordance with the "C" District provisions, subject to the special requirement referred to in section 1.

3. By-law No. 6593 is amended by adding this by-law to section 19B as Schedule S-1410.

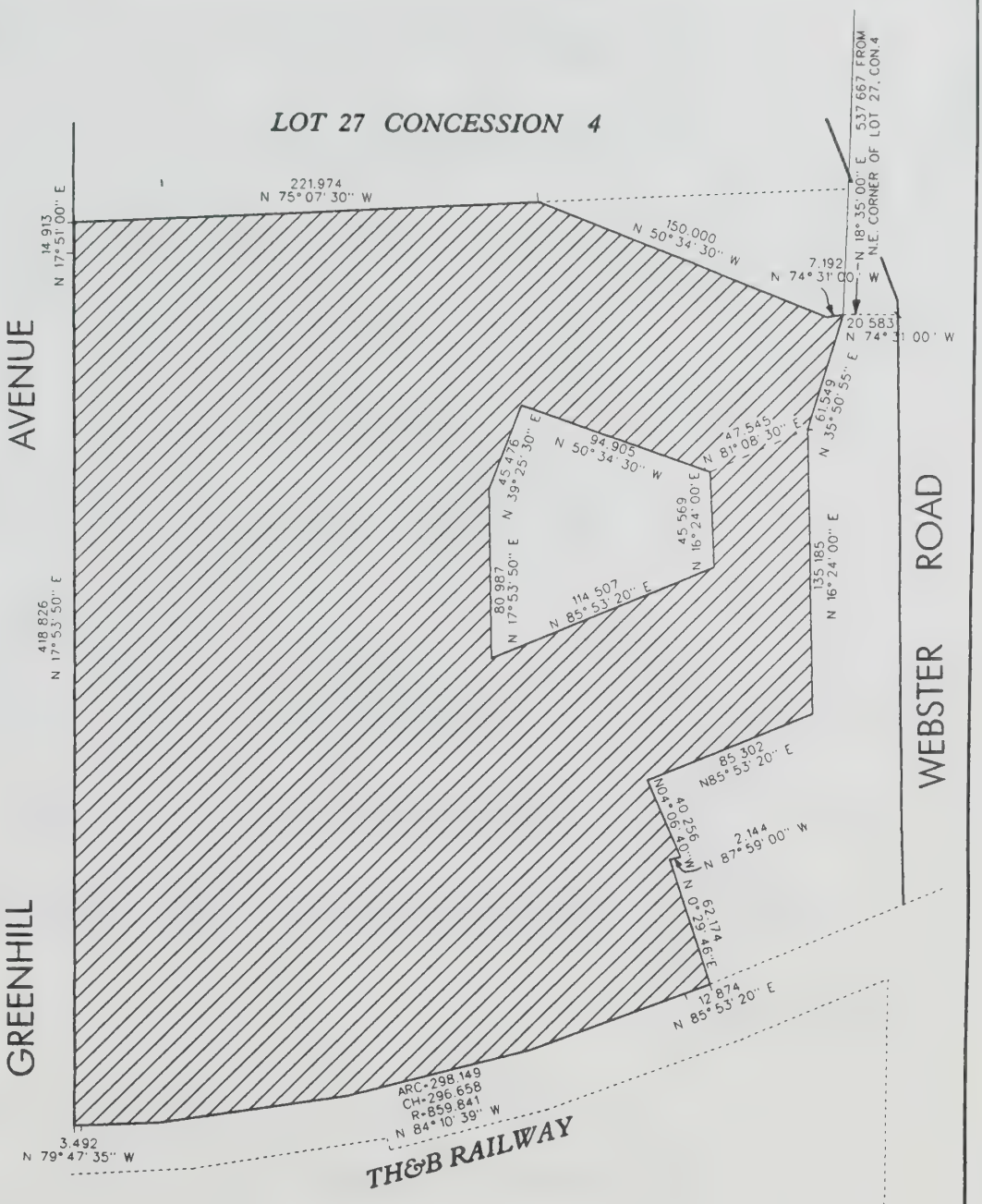
4. Sheet No. E-107 of the District Maps is amended by marking the lands referred to in section 1 of this by-law, S-1410.

5. The City Clerk is hereby authorized and directed to proceed with the giving of notice of the passing of this by-law, in accordance with the Planning Act.

PASSED this day of A.D. 1998

CITY CLERK MAYOR

(1998) 14 R.P.D.C. 2, August 5
1263674 Ontario Inc. and
1280788 Ontario Inc. (M. Sharma), Owner
Amended ZAR-98-21



NOTE: All dimensions are in metres

This is Schedule "A" to By-Law No. 98-.....
Passed the ..... day of ....., 1998.

.....
Clerk

.....
Mayor

City of Hamilton

Schedule A

Map Forming Part of
By-Law No. 98-.....
to Amend By-Law No.6593

Planning and Development Department

Legend

Modification to the established "C" (Urban Protected Residential, etc.) District.

North	Scale	Reference File No.
	Not to Scale	ZA-98-21
	Date	Drawn By
	Aug 1998	R.L.

CITY OF HAMILTON

- RECOMMENDATION -

59.

DATE: 1998 August 20

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: J. G. Pavelka, P.Eng.
Chief Administrative Officer

SUBJECT: Request for Funding Christmas Lights -
Kenilworth Business Association (F&A)

RECOMMENDATION:

(a) That the request of the Kenilworth Business Association for funding Christmas light installation within its boundaries at an estimated cost of $22,753. be denied;

(b) That the Kenilworth Business Association be reminded of the "Christmas Display Grant Program" so that they can take advantage of this fund for up to $1,000; and,

(c) That the BIA's which have not taken advantage of the "Christmas Display Grant Program" in the past - Main West Esplanda and Barton Village be advised of this program.

J. Pavelka

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

There is no provision within the Department of Public Works and Traffic's budget to fund this request.

Any commitment to the Kenilworth Business Association either whole or in part will imply that other business associations and B.I.A.'s are eligible for the same financial consideration.

BACKGROUND:

At its meeting held 1998 June 22 the Transport and Environment Committee directed staff to report back on funding the Kenilworth Business Association's request for a grant to replace Christmas lights within its boundaries at a cost of $22,753. This funding is being requested for the following work:

- remove existing equipment
- replace with 30 amp. panel, two 15 amp. circuit for receptacles wiring and piping for hydro connection
- installing new brackets
- supplying 28 brackets and 28 wreaths

This request was originally discussed as part of the City of Hamilton's grant program at the Committee of the Whole's meeting of 1998 April 16 at which it was referred to the Mayor's Office and the Community Development Department.

The Kenilworth Business Association is not designated as a B.I.A. Further, B.I.A.'s in the past have requested approval to utilize the Commercial Improvement Program for funding Christmas lighting/decorations within their boundaries and have been denied as Christmas lighting/decorations are not considered an eligible item for funding under the Program. Therefore, Hamilton's B.I.A.'s utilize their own levies to purchase Christmas lighting/decorations.

The following table summarizes the B.I.A. budgets and the allocation in 1998 for operational costs associated with Christmas decorations.

B.I.A.	1998 Budget	Proposed Christmas Decoration Expenditures
Downtown Hamilton	$92,400.00	portion of $18,000.00
International Village	$49,550.00	$1,000.00
Concession Street	$12,000.00	$3,000.00
Westdale Village	$35,000.00	$2,400.00
Main West Esplanade	$0 in 1998 previous years)	($8,000. from $8,000.00
Barton Village	$30,000.00	$1,000.00
Ottawa Street	$51,900.00	$5,000.00
TOTAL	**$270,850.00**	**$20,000.00 plus portion of $18,000**

The City of Hamilton through the Treasury Department, administers an annual "Christmas Display Grant Program". The Program offers 50% of the total cost, up to a maximum of $1,000. for on-street Christmas displays sponsored by a B.I.A. Hamilton's B.I.A.'s are provided the opportunity to apply for this grant on an annual basis to help off-set the cost of their Christmas displays.

In 1997 the following organizations took advantage of this opportunity so that Christmas lights appear in their areas:

Concession Street B.I.A.	$1,000.00
Main Street West B.I.A.	$1,000.00
International Village B.I.A.	$ 294.25
Westdale Village B.I.A.	$1,000.00
Ottawa Street B.I.A.	$1,000.00
Kenilworth Business Association	$1,000.00

In summary, the staff recommendation reflects the requirement that B.I.A.'s fund Christmas lighting from internal sources, and the absence of a City funding source for such expenditures as required from time to time from B.I.A.'s and Business Associations. Furthermore, any commitment to the Kenilworth Business Association either whole or in part will imply that other business associations are eligible for the same consideration.

JGP:dd
Attach.

cc: Mr. A. Ross, City Treasurer
Mr. D. Lobo, Commissioner of Public Works and Traffic

March 27, 1998

Kenilworth Business Association
269 Kenilworth Avenue North
Hamilton, Ontario
L8H 4S6

City of Hamilton
71 Main Street West
Hamilton, Ontario
L8P 4Y5

Attention: Mr Kevin Beattie - Grants Co-Ordinator

Dear Sir:

This is in reply to your letter dated March 11, 1998. in regards to our quote for renewal of Christmas Lights for Kenilworth Avenue North.

Enclosed are the quotes from the two vendors that will be doing the work and supplying us with the wreaths if they are approved.

Merlo Electric will be doing the actuall installation for the electrical work on the Hydro poles from Barton Street to Main Street his quote is enclosed. Alderbrook are the people that will be supplying us with the wreaths and bracket mounts. Below is a summary of the quotes that are enclosed.

We feel that the Christmas Lights benefit the city of Hamilton, because it is a mountain access, and everyone who drives down Kenilworth to go to work at Christmas gets a little of the Christmas spirit from our lights. Also over the years the Business's on Kenilworth Avenue have really been struggling to make ends meet. We have managed to collect from most of the business's to help to maintain the lights but never enough to purchase new ones. The reason we need new ones is, last year when we put them up, the Electrical company told us the sockets and the wiring is getting too dangerous.and they refused to do it for another year. So if we don't get the grant we will not have lights at all on Kenilworth which will be a real shame. I can see why the electrician whould say that because the lights haven't been updated for 25 years. Because of the cost as you can see from the quote below and the business's on our street just can't afford it.

Company	Work to be done for 28 poles	Price
Merlo Electric	Remove existing equipment Replace with 30 amp panel Two 15 amp circuits for receptacles Wiring and piping for hydro connection Installing new brackets	$5852.00
	Plus G.S.T.	409.64
Alderbrook	Supplying 28 Wreaths model #816639 @ 380.00 each + G.S.T. & P.S. T.	$15,960.00
	Supplying 28 brackets model #841187 @ 16.50 each + P.S.T. & G.S.T.	$531.30
	TOTAL	$22,752.94

We do not have financial statements because we don't do anything but maintain the lights so the only monies we have is the money collected once a year to help pay for the new lights, sockets wiring, maintenance and the putting up and taking down of the lights along with the hydro and insurance. We also get help from the city to pay for some of that.

We would appreciate the grant for the lights and hopefully they will last another 25 years with the careful maintenace we have done in the past. If you have any questions please don't hesitate to call at ~~547-1764~~. 5473065

Sincerely, Gertrude Bremner

Gertrude Bremner
Vice-President
Kenilworth Business Association

60.

CITY OF HAMILTON

- INFORMATION -

DATE: 1998 August 19

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: J.G. Pavelka, P. Eng.
Chief Administrative Officer

SUBJECT: Joint Emergency Preparedness Program (JEPP) Funding

CONCLUSION:

The City of Hamilton has been awarded $25,000 from the Ministry of the Solicitor General and Correctional Services under the Joint Emergency Preparedness Program (JEPP) funding to revise the Emergency Preparedness Plan as outlined in the attached letter.

FINANCIAL IMPLICATIONS:

Based on a cost-sharing formula of 55/45, the City of Hamilton contributes $30,556 or 55%, the Provincial Government contributes $25,000 or 45% for a total amount of $55,556 or 100%

BACKGROUND:

In August, 1997 the City of Hamilton through Council formally applied for Joint Emergency Preparedness Program funding to update the City's Emergency Preparedness Plan.

DISCUSSION:

The attached application for JEPP funding was submitted to update on the City's existing Emergency Preparedness Plan and to better integrate the plan between the City of Hamilton and the Region of Hamilton-Wentworth.

Recognizing that the JEPP Coordinators better appreciate a multi-year plan, with respect to emergency preparedness by a municipality, the City of Hamilton's Plan was submitted based on a 3-year horizon.

Year 1 - 1998 To develop with the assistance of a consultant, a comprehensive Emergency Plan that will operate in cooperation with the Region of Hamilton-Wentworth's Emergency Plan to improve the ability to mitigate emergencies.

Year 2 - 1999

To test the Emergency Plan using "exercises" and make any required revisions.

To develop an Emergency Operations Centre (EOC) Procedure, stock the EOC and train key Municipal Officials.

To develop an Emergency Site Co-ordination Procedure, and train Emergency Site Team Members.

To develop an Emergency Public Information and Media Plan, train key public information staff and media spokespeople, and develop and Emergency Public Education Program.

To revise Agency and Departmental Emergency Plans to ensure intergration between the Hamilton Emergency Plan and the Regional Emergency Plan.

To stock three emergency preparedness depots at the following locations:

1. Chedoke Public Works Yard
2. B.A. Court Yard
3. Brampton Street Yard

Year 3 - 2000

To undertake a major exercise based on the updated Emergency Preparedness Plan.

JGP/SB/dd/dcr
attch.

c.c. A. C. Ross, Treasurer

K. Muller, Executive Director
Canadian Centre for Emergency Preparedness

Ministry of the
Solicitor General and
Correctional Services

Ministère du
Solliciteur général et des
Services correctionnels

Ontario

Emergency Measures Ontario
19th Floor
25 Grosvenor Street
Toronto, ON M7A 1Y6

Mesures d'urgence Ontario
19e étage
25, rue Grosvenor
Toronto, ON M7A 1Y6

Telephone/Téléphone:
Facsimile/Télécopieur: (416) 314-3723
(416) 314-3758

File reference /Référence: 651.25.04

May 12, 1998

Mr. Joe Pavelka
Chief Administrative Officer
City of Hamilton
71 Main Street West
Hamilton, Ontario
L8P 4Y5

RECEIVED
MAY 25 1998
FIRE DEPARTMENT

Dear Mr. Pavelka:

Emergency Measures Ontario (EMO) is pleased to advise you that your application for federal funding in fiscal year 1998 / 1999 under the Joint Emergency Preparedness Program (JEPP) has been approved for the following project provided the conditions outlined below are satisfied:

Project Number: ON 31-39

Project Description: Emergency Plan Revision

Approved Federal Share: $25,000.00 (maximum allowable)

Before beginning your project, please review the information in the 'Guidelines for Funding' that is enclosed. That document includes details about eligible costs, documentation of expenditures and other tidbits about participation in this program. **You must advise EMO in writing within three weeks of receipt of this letter of your intention to continue with this project.** Should you not be intending to use any portion of the funds, EMO will endeavor to redistribute them to a project that has yet to be approved because of insufficient funds in the program.

As a condition of approval, you are required to provide a copy of the contract with the consultant to EMO: the contract is to be forwarded to Emergency Preparedness Canada (EPC). In addition, at each of the three milestone dates, September 30 and December 31, 1998 and March 2, 1999, you are required to submit a brief, one page update on the progress achieved to date and an interim claim.

Your project must be completed in accordance with your project application. Should you believe there is a need to change some aspect of your project, you must advise EMO in writing of the

proposed change and you must receive approval from EMO for the change before it may be implemented.

You are reminded that your project must be completed during the current fiscal year. When your project is finished, complete a final claim and forward it to EMO for reimbursement. If possible, your final claim for the project should be your third interim claim which is due March 2, 1999.

Questions and inquiries for advice about the completion of your project and about the completion of your claim may be directed to the undersigned at 416-314-8625 or to the following:

Edward I. (Ed) Unger
Federal Programs Officer
Emergency Measures Ontario
25 Grosvenor Street, 19th Floor
Toronto, Ontario
M7A 1Y6
telephone: 416-314-8602
facsimile: 416-314-3758
Email: ungere@gov.on.ca

Yours sincerely,

Maureen Griffiths
Manager, Response and Support Programs

Enclosures: (2)

cc. Mr. J.M. Cardwell
Assistant Deputy Chief
Hamilton Fire Department
55 King William Street
Hamilton, Ontario
L8R 1A2

61.

CITY OF HAMILTON
- RECOMMENDATION -

AUG 2 8 1998

DATE: 1998 August 28

REPORT TO: Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: J.G. Pavelka, P.Eng.
Chief Administrative Officer

SUBJECT: Joint Emergency Preparedness Program (JEPP) 1999.

RECOMMENDATION:

a) That the City of Hamilton submit an application through the Joint Emergency Preparedness Program (JEPP), for the 1999 fiscal year, to provide funding to conduct the following six projects:

1) Test the Draft Hamilton Emergency Preparedness Plan using "exercises" and make any required revisions to the Emergency Plan.
2) Develop an Emergency Operations Centre (EOC) Procedure, stock the EOC, and conduct EOC training for all key Municipal Officials.
3) Develop an Emergency Site Co-ordination Procedure, and conduct training for all key Emergency Site Team members.
4) Develop an Emergency Public Information & Media Plan, an Emergency Public Education Program, and conduct training for all key Public Information staff & Media Spokespeople.
5) Revise all Agency & Departmental Emergency Plans to ensure interoperability with the new Hamilton Emergency Plan, and the new Regional Emergency Plan.
6) To stock 3 emergency preparedness depots, one per year over a three year period, at the following locations:
    i. Chedoke Public Works Yard, (1999)
    ii. Rymal Public Works Yard, (2000)
    iii. Brampton Street Public Works Yard, (2001)

b) That the Treasurer recommend the method of financing the gross cost of $71,822.00 in 1999, anticipating that the JEPP funding will contribute $32,320.00

J. Pavelka

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The cost sharing formula is 55/45 for the JEPP program which means that the municipality funds 100% of the project and claims 45% of the funding in arrears through JEPP.

In addition to the basic cost sharing formula, there are limits placed on the amount of funding available through JEPP according to the specific project proposed. Each of the above projects fall within the JEPP Guidelines, therefore, the City of Hamilton application would be eligible to claim 45% of the total costs to JEPP if Federal approval is granted. The specific breakdown of the six projects is attached as: ***"Year Two"-SUMMARY.***

DISCUSSION:

The types of projects eligible for JEPP funding are identified through selection criteria that are applicable every year, and through national priorities identified annually by EPC in concert with the provinces and territories. For 1999, the criteria established by EMO, and used to place projects in a list relative to priority are the following:

Essential Criteria

1) Projects to write or revise a municipal or community emergency plan receives the highest priority.
2) A community must have a current emergency plan to be considered for JEPP funding for any project other to prepare a plan. (a current emergency plan is one that has been written or revised in the past two years).

Important Criteria

1) Projects to conduct an exercise to evaluate an emergency plan.
2) Projects that enhance an all-hazards approach to emergency preparedness.
3) Projects that relate to the mitigation of an existing major or unique hazard in the municipality or community.
4) Projects that establish or expand mutual aid agreements.
5) Projects that are beneficial to or have multiple user groups.
6) Projects that promote cooperation and interoperability among responders/ municipalities/ communities.

Recognizing that the JEPP Coordinators better appreciate a multi-year plan, with respect to emergency preparedness by a municipality, the City of Hamilton's 1998 application was submitted based upon a 3-year horizon. The 1999 application represents "year two" of this 3-year horizon. The following describes the three year scope of this project.

YEAR 1 - 1998

To develop, with the assistance of a consultant, a comprehensive Emergency Plan that will operate in co-operation with the Region of Hamilton-Wentworth's Emergency Plan to improve our collective ability to mitigate emergencies.

YEAR 2 - 1999

To conduct, with the assistance of consultant, the above noted six projects within the scope of testing & revising the Hamilton Emergency Plan, developing various Emergency Procedures/Contingency Plans/Public Education Programs, training key Municipal Officials & Emergency Responders, updating Agency/Department Emergency/ Contingency Plans, and equipping one "Emergency Preparedness Depot".

Note: All exercises and training will be conducted in cooperation with the Regional Municipality of Hamilton-Wentworth, with the goal of ensuring the interoperability of the Regional Emergency Plan, and the Hamilton Emergency Plan to improve our collective state of emergency preparedness.

YEAR 3 - 2000

To undertake a major exercise based on the new Hamilton Emergency Preparedness Plan, Procedures and the revised Departmental Emergency Plans to ensure co-operation and interoperability among emergency responder, municipal government agencies and other non-governmental agencies.

JGP:SB

cc. Karl Muller, Executive Director, Canadian Centre for Emergency Preparedness.
M. S. Bertleff, Emergency Planning Officer, City of Hamilton.
D. Knapp, Emergency Planning Co-ordinator, Regional Municipality of Hamilton-Wentworth.

Attachments: Hamilton Emergency Planning Program, "Year Two" Summary.
EOC Supplies Inventory
Emergency Preparedness Depots - Supplies

Hamilton Emergency Planning Program
"Year Two" - SUMMARY

Consultant Fees are based upon $340 per day + GST @3% = $350 per day

Project 1 - Exercises			**Time Allotment**	**UNIT**
May 1999	develop and conduct paper exercise		5.5	days
Aug. 1999	develop and conduct paper exercise		5.5	days
Nov. 1999	participate in a "Regional" telecommunications exercise		Region's Application	n/a
Feb. 2000	develop and conduct paper exercise		5.5	days
Continuous	Make all required revisions to the Emergency Plan Draft		20	days
		TOTAL =	36.5	days
		CONSULTANT FEES @ $350/day =	**$12 775.00**	

Project 2 - Emergency Operations Centre				
Develop EOC Procedures			20	days
Training	Emergency Control Group	3 1/2 days sessions =	1.5	days
Training	Advisory & Support Group	3 1/2 days sessions =	1.5	days
Training	Support Staff	3 1/2 days sessions =	1.5	days
		TOTAL =	24.5	days
		CONSULTANT FEES @ $350/day =	**$8 575.00**	

Project 3 - Emergency Site Co-ordination				
Develop ESC Procedures			20	days
Training	Emergency Site Co-ordinators	3 1/2 days sessions =	1.5	days
Training	Other Emergency Site Team Members	3 1/2 days sessions =	1.5	days
	Equipment Provisions		$3 900.00	
		TOTAL =	23	days
		CONSULTANT FEES @ $350/day + Equipment =	**$11 950.00**	

Project 4 - Public Information & Media Planning and Public Education				
Develop Public Information & Media Plan			20	days
Training	Public Information Staff & Media Spokespeople	3 1/2 days sessions =	1.5	days
Develop & Conduct a comprehensive Public Education Program			25	days
		TOTAL =	46.5	days
		CONSULTANT FEES @ $350/day =	**$16 275.00**	

Project 5 - Agency/ Departmental Emergency/Contingency Plans			
Review Emergency/Contingency Plans		20	days
Amend Plans to ensure interoperability		15	days
	TOTAL =	35	days
	CONSULTANT FEES @ $350/day =	**$12 250.00**	

Project 6 - Emergency Preparedness Depots / Quantis Huts				
Goal:	Equip One Emergency Preparedness Depot per year for next three years		$10 000.00	/ per year
1999:	Depot #1 - Chedoke Public Works Yard	TOTAL =	**$10 000.00**	
		NO CONSULTANT FEES APPLICABLE		

Hamilton "Primary" Emergency Operations Centre

Supplies Inventory

GRAND & TOY CATALOGUE

ITEM	PAGE	STOCK No.	PRICE/UNIT	PACKAGE AMT	AMOUNT	COST	less 40%	Reduced Cost
Storage Box	129e	00772-0	3.69	-	15	55.35	22.14	33.21
Graph Paper Pad - No Holes	32b	99741	1.79	10pk	30	53.70	21.48	32.22
Graph Paper Pad - 3 Holes	32b	99743	1.79	10pk	30	53.70	21.48	32.22
Steno Pads	32h	99101	2.60	10pk	30	78.00	31.20	46.80
High Density Diskettes	69	99281	7.99	10pk	5	39.95	15.98	23.97
Clip Folders	101c	66016	4.99	-	25	124.75	49.90	74.85
Duo Tangos - Yellow	116c	62509	0.65	-	25	16.25	6.50	9.75
Duo Tangs - Green	116c	62503	0.65	-	25	16.25	6.50	9.75
Neck ID Tags	242e	64235	4.99	10pk	4	19.96	7.98	11.98
White Board Markers	241e	80074	8.49	4pk-clr	5	42.45	16.98	25.47
Flip Chart Markers	241m	22474	5.69	4pk-clr	5	28.45	11.38	17.07
White Board Duster	241l	20332	9.99	-	4	39.96	15.98	23.98
3 Hole Punch	201e	m10	7.29	-	4	29.16	11.66	17.50
Stapler	202j	310-1	7.49	-	25	187.25	74.90	112.35
Staples - 5000 per box	202o	99500	1.59	-	25	39.75	15.90	23.85
Invisible Tape	216a	99124	2.51	8pk	24	60.24	24.10	36.14
Tape Refill	216a	99102	1.88	10pk	20	37.60	15.04	22.56
Masking Tape - 1 inch	217b	203-24x55	2.99	-	5	14.95	5.98	8.97
Stick-Tack Adhesive	170e	54930	2.99	-	10	29.90	11.96	17.94
Ball Point Pens - black	147e	061301	0.89	-	30	26.70	10.68	16.02
Ball Point Pens - red	147e	061201	0.89	-	30	26.70	10.68	16.02
Ball Point Pens - blue	147e	061101	0.89	-	30	26.70	10.68	16.02
Ball Point Pens - green	147e	061401	0.89	-	30	26.70	10.68	16.02
Correction Fluid	167a	99692	1.25	12pk	36	45.00	18.00	27.00
Highlighters - yellow	159b	99193	0.89	12pk	24	21.36	8.54	12.82
Highlighters - pink	159b	99194	0.89	12pk	24	21.36	8.54	12.82
Highlighters - blue	159b	99195	0.89	12pk	24	21.36	8.54	12.82
Highlighters - green	159b	99196	0.89	12pk	24	21.36	8.54	12.82
Pencils - f	160a	99659-F	0.26	12pk	48	12.48	4.99	7.49
Electric Pencil Sharpener	204c	19210	36.99	-	2	73.98	29.59	44.39
Overhead Projector	247f	9700	999.99	-	1	999.99	400.00	599.99
Transparency Film	248a	99138	35.99	100shts	5	179.95	71.98	107.97
Overhead Pens	250e	88240	7.49	4pk	4	29.96	11.98	17.98
Electronic Copy Board	240f	q02100	2999.99	-	1	2999.99	1200.00	1799.99
Fax Machines (one in/ one out)	263d	ux510	449.99	-	2	899.98	359.99	539.99
Fax Thermal Cartridge	263e	ux-15cr	49.99	-	2	99.98	39.99	59.99
				Totals =	-	**$6 501.17**	**$2 600.47**	**$3 900.70**

Public Works Emergency Supplies

Emergency Preparedness Depots

The Following Amounts Apply to Each Location

AMOUNT	ITEM	COST
50	Aluminum Stackable Barricades + Legs	$ 1500.00
100	Traffic Cones	$ 1500.00
1	Gas Pump + 3" Suction Hose + 100' Discharge Hose	$ 2500.00
1	110 Volt Gas Generator	$ 3000.00
5	Portable Floodlamps	$ 100.00
10	Bags of Absorbent Material (Suitable for Hazardous Materials Containment)	$ 250.00
	4 Round Mouth Shovels + 4Square Mouth Shovels + 2 Tunneling Bars + 2 Picks	$ 300.00
10	Delineators + Weights + Lights + Batteries	$ 500.00
5	Flashlights + Extra Batteries	$ 60.00
2	5 Gallon Steel Drums (to be filled as required, then emptied and re-used)	$ 40.00
5	5 Pairs of Rubber Boots + Spare Rainwear + Rubber & Cotton Gloves	$ 250.00
	TOTAL =	$ 10000.00

Summary

Cost of Emergency Supplies = **$10,000.00 per Depot.**

Goal: To equip one Emergency Preparedness Depot per year, for three years.

for 1999 **Equip Depot #1 - Chedoke Public Works Yard @ $10,000.00**

for 2000 Equip Depot #2 - Rymal Public Works Yard @ $10,000.00

for 2001 Equip Depot #3 - Brampton Street Public Works Yard @ $10,000.000

62.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 25

REPORT TO: Mr. J. J. Schatz, Secretary
Committee of the Whole
Finance and Administration Committee

FROM: Ross L. Fair
Director
Department of Culture and Recreation

SUBJECT: REQUEST TO PLACE A PLAQUE IN CITY HALL
POLISH SYMFONIA CHOIR

RECOMMENDATION:

That authorization be given to place a plaque in City Hall commemorating the 60th. Anniversary of the outbreak of World War II on Polish soil, at the expense of and as requested by the Polish Symfonia Choir of Hamilton, in accordance with the approved "Policy on the Acquisition and Display of Plaques, Posters, Memorabilia and Awards in City Hall."

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

There are no additional costs to the City associated with this recommendation as the requesting organization will be responsible for the costs of creating the plaque. It will be situated on the second floor of City Hall in accordance with the Policy, therefore, city maintenance staff will provide regular cleaning as part of our regular regime.

BACKGROUND:

We are in receipt of correspondence from the Polish Symfonia Choir of Hamilton in which the above-noted request is made. A copy is attached hereto.

DISCUSSION:

The request is consistent with the relevant City Policy and as such staff are recommending approval. Staff will work with the applicants with regards the wording to be placed on the plaque and the mechanics of placing and maintaining the plaque. The 60th. Anniversary of the Nazi invasion of Poland is 1 September 1999, so we do not anticipate any problems in accomodating this request in time for this solemn anniversary.

FOUNDED IN 1951

SYMFONIA

Polish Symfonia Choir
of Hamilton, Ontario, Canada
4 Solidarnosc Place, Hamilton, Ontario L8L 2V3
Tel. (905) 561-1835
Fax (905) 561-4243

Member of Polish Singers
Alliance of America
#291

His Worship
Mayor of Hamilton
ROBERT M.MORROW

April 17,1998

Dear Mr Mayor,

Due to the approach of the 60th Anniversary of Warld War II, which set on fire in many countries and which has began on Polish Soil on September 1, 1939 - we would like to place a commemorative Plaque in our City Hall, similar to those placed by Ukrainian, Estonian, Lithuanian and Lathvian nations on the wall near your office.

During 6 years of unspeakable terror and pain The Polish Nation experienced under the totalitariat Government of Hitler and Stalin, followed by 50 years of torment under Communist rules, we would like to leave a mark of our constant rememberance of our perished brothers and sisters.

As soon as we get your acceptance to place the Plaque on the wall in City Hall, we would like to organize a special event with Polish Government Representatives, Bishop Mateusz Ustrzycki, Representatives of all Polish organizations, The Polish Community in Hamilton, the choir and musicians performing the piece "Last tattoo" by Henryk Rzepus, to commemorate this Very Sad Anniversary, which should never have happened.

Would you, please, let us know if such an action is possible to make it real.

Your sincerely

Zofia Kata
Zofia Kata
Public Relations

Zdzislaw Kata
President

P.S. We have attached the proposed text ot our Plaque.

Proposed text of Polish Plaque
requested in the letter.

THIS PLAQUE WAS ERECTED IN 1999 BY THE POLISH COMMUNITY LIVING IN HAMILTON, TO COMMEMORATE THE VICTIMS OF NAZISM AND COMMUNISM KILLED WHILE DEFENDING THEIR COUNTRY AND IN THE CONCENTRATION CAMPS IN POLAND, GERMANY AND THE U.S.S.R. DURING WORLD WAR II.

AUSHVITZ, MAJDANEK, GROSS-ROSSEN, RAVENSBRICK, KATYN, WORKUTA, SIBERIA - THESE ARE THE SPOTS ON THIS EARTH WHERE MILLIONS OF POLISH CITIZENS HAD PERISHED BECAUSE OF TOTALITARIAN GOVERNMENTS.

THIS SHOULD NEVER HAPPEN AGAIN!

IT SHOULD NEVER HAPPEN THAT ONE HUMAN BEING BECOMES AN ENEMY OF ANOTHER!

CITY OF HAMILTON

63

- INFORMATION -

DATE: 1998 August 21

REPORT TO: Mrs. Susan K. Reeder, Secretary
Finance and Administration Committee

FROM: G. Desjarlais
Acting Fire Chief

SUBJECT: Plaza Integrated Environment Ltd.
675 Strathearne Avenue

BACKGROUND:

Further to the request for information, the following report is a comparative analysis of the occupancy/operation of the subject site and the former Plastimet site at 363 Wellington Street North.

OWNERSHIP:

- Both sites owned by Frank Levy.
- The Plastimet site was leased to Plastimet Inc. and operated by Jack Lieberman as a plastic recycling operation.
- At 675 Strathearne Avenue, there is a current municipal Salvage Yard licence under the name of Frank Levy. Operation of the site as a salvage yard since April of 1995 has been conducted under lease to Martin Hotz of Hotz Ferrous Inc.
- The site at 675 Strathearne Avenue also houses Plaza Integrated Environment Ltd. operated by Monty Levy. There are no required Municipal or Provincial licences for the noted operation.

BUILDING:

- The Plastimet site was approximately 80,000 square feet.
- The site at 675 Strathearne Avenue consists of an exterior yard for automobile salvage and seven small buildings used for various functions associated with recycling including offices, scale house, etc.
- The building operated by Plaza Integrated Environment Ltd. at 675 Strathearne Avenue is approximately 4,000 square feet in size of which only 3,200 square feet is presently occupied for processing. The remainder of the building is used for storage.

PRODUCT:

- The Plastimet building at 363 Wellington Street North contained approximately 400 tons of both processed and unprocessed combustible product (plastics/vinyls both by-products of the automobile industry).

- The salvage yard portion of 675 Strathearne Avenue contains piles of non-combustible metal salvage and based on the nature of the operation, scrap cars awaiting further processing.
- The building occupied by Plaza Integrated Environment Ltd. at 675 Strathearne Avenue contains a mechanical separation machine and piles of non-combustible iron "shot". The unprocessed product consists of iron "shot" commingled with foundry sand which is processed via the mechanical separator producing iron "shot" that is recycled for foundry steel casting applications.
- The cause of this fire on August 15, 1998 is still under investigation by the Ontario Fire Marshal Investigator.

INSPECTION:

- The subject site was inspected originally in 1994 as a result of a Municipal salvage yard licence for USEMCO in the name of Frank Levy.
- As a result of a complaint, an inspection was conducted of the site on June 4, 1996 identifying various deficiencies which were corrected by December 9, 1996.
- Access to the building presently occupied by Plaza Integrated Environment Ltd. was not gained at the time of inspection. Our on site activity among other issues focused on reducing the pile size of scrap cars awaiting to be salvaged .
- Inspection on August 17, 1998 found the pile of scrap vehicles in non-compliance with the Ontario Fire Code with an Inspection Report having been issued to Hotz Ferrous Inc. to correct the noted deficiency.
- One deficiency was identified with respect to the Plaza Integrated Environment Ltd. operation regarding fire extinguisher maintenance which was corrected as of August 20, 1998.

As a result of the Plastimet fire, we identified and inspected eleven occupancies that recycled plastics either by way of actual processing of the product on site or recycling of the product for further processing off site.

An inspection of 675 Strathearne Avenue was not conducted at that time based on the fact that a site inspection had been conducted approximately one year prior and activity at the site had only ceased seven months prior. Our objective based inspection frequency for industrial occupancies prior to the Plastimet fire was a four year cycle. In addition, the operations at 675 Strathearne Avenue did not process or recycle plastics, focussing our resources on industries that were processing/recycling plastics at that time.

SUMMARY:

In addition to the plastic recycling operations identified after Plastimet fire, our department has identified a total of 33 sites considered to be recyclers (including plastic processors/recyclers, salvage yards/metal recyclers and environmental recyclers) that will be inspected on a yearly basis as part of our objective based inspection program. Further, to ensure that our department remains vigilant to new or problematic industrial sites, suppression crews, as part of the inservice inspection program, have been visiting all industrial occupancies to familiarize themselves with the specific building, nature of the operation and to identify potential problem sites for further inspection by the Fire Prevention Division.

GD/ggf

64.

JI

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 June 30

REPORT TO: J J Schatz, Secretary
Committee of The Whole

FROM: L.C. King, Chairman
Development Charges Subcommittee

SUBJECT: Complaint under the Development Charges Act (F & A)
1610 Upper Sherman Avenue
Centre D'Accueil de Hamilton-Wentworth

RECOMMENDATION:

That after hearing the enclosure and submission of the complainant, Centre D'Accueil de Hamilton-Wentworth, the Council for the Corporation of the City of Hamilton hereby confirms that the development charges imposed on the property at 1610 Upper Sherman Avenue have been properly imposed pursuant to Development Charges By-law 95-176.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The City of Hamilton will collect development charges of $48,966.29.

BACKGROUND:

The complainant, Centre D'Accueil de Hamilton-Wentworth, proposes to construct a 51 unit apartment building at 1610 Upper Sherman Avenue at Rymal Road East.

Information submitted by the Centre indicates that it is a non-profit organization. A letter describing the main goals is attached (Schedule A).

Based on building seven one bedroom and 44 two bedroom units, development charges of $48,966.29 are payable prior to issuance of a building permit.

The complaint by the Centre for waiving of the development charges was reviewed by the Development Charges Staff Subcommittee and the Subcommittee recommends denial of the request for the following reasons:

.../2

1. The proposal is a greenfield development to which development charges specifically apply.

2. The new building with 51 dwelling units will create a demand for services.

3. The land is currently vacant and has no service demands.

LCK/PCL/dm
Attachment

SCHEDULE A

Centre d'Accueil de Hamilton-Wentworth

CITY OF HAMILTON
DEPARTMENT OF BUILDINGS
MAY 4 1998
REC'D
REFD TO pat DATE
REFD TO DATE
REFD TO DATE

City of Hamilton
Building Commissioner
71 Main Street West
Hamilton
L8P 4Y5

April 30, 1998

Attention: Len King, Building Commissioner

RE: CENTRE d' ACCUEIL de HAMILTON-WENTWORTH
1610 UPPER SHERMAN AVE

Dear Mr. King:

On behalf of Centre d'accueil de Hamilton-Wentworth Inc., I would like to thank your for your letter dated April 20, 1998. I am pleased to enclose a revised letter which reflects the total city development charge amount of $48,966.26 for the above proposed development as per Schedule "A" of the City Development Charge By-Law.

Once again, on behalf of Centre D' accueil de Hamilton-Wentworth and francophone community in the Hamilton-Wentworth region, we would like to thank you for your help and assistance in approving to waive the municipal charges and park dedication in the amount of $66,546.29.

Should you have any questions, please do not hesitate to contact our Development Consultant, Hamilton East Community Service at (905) 545-0133 ext. 227.

Sincerely,

Roger Paquette
President
On behalf of
Centre d'accueil de Hamilton-Wentworth

c/o 681 Main St. East, Hamilton, Ontario, L8M 1K3
Tel: (905) 387-5650 Fax: (905) 387-5950
www3.sympatico.ca/rogerpaquette

Centre d'Accueil de Hamilton-Wentworth

City of Hamilton
Building Commissioner
71 Main Street West
Hamilton
L8P 4Y5

April 30, 1998

Attention: Len King, Building Commissioner

RE: CENTRE d' ACCUEIL de HAMILTON-WENTWORTH

Dear Mr. King:

On behalf of Centre d'accueil de Hamilton-Wentworth Inc., I would like to take this opportunity to introduce you to our Life Equity Development which is located at Rymal and Upper Sherman Avenue, Hamilton, Ontario.

Our Life Equity Development is a thoughtfully inspired, adult lifestyle, francophone community in Hamilton. Centre d'accueil de Hamilton-Wentworth is a non-profit organization, it was incorporated in June 1991. The main goals and objectives are to fulfil the dream:

- ☆ Develop a life lease housing project for francophone seniors
- ☆ Develop a new Community to address the needs of francophones in the Hamilton-Wentworth region and the neighbouring regions for a greater autonomy and independence;
- ☆ Develop a Multi-use Centre for social and recreational purposes for the residents to enrich the francophone culture and heritage.

The development will consist of 51 units (7 one bedroom and 44 two bedrooms), plus a Multi-use social and reactional centre for the residents.

Life Equity housing is a reflection of our lifestyle. It is a small community within a large community. The proposed development will provide a living environment that offers all the privacy and independence of your own home within a francophone community of common concerns and interests. It also includes the promotion of health and wellness. Life Equity housing is a way of securing your assets while at the same time having secure and affordable housing.

c/o 681 Main St. East, Hamilton, Ontario, L8M 1K3
Tel. (905) 387-5650 Fax: (905) 387-5950
www3.sympatico.ca/rogerpaquette

Centre D'Accueil has the following features:

- ✧ 1 or 2 bedroom unit from (746 to 970 square feet)
- ✧ Multi-use Centre
  security features, including an emergency response system
- ✧ designed to accommodate the residents' changing needs and abilities (H.C. features)
- ✧ air conditioning
- ✧ two appliances
- ✧ space is available to bring in a doctor/nurse
- ✧ plus optional features at the resident's expense;
- ✧ workshop
- ✧ crafts
- ✧ social/recreational; and
- ✧ parking space

In order to build a successful life-lease development one must be planned and designed to be adaptable to provide an increasing amount of care, to accommodate the residents' changing needs as they *AGE IN PLACE, and link the development with existing community programmes.*

The Community Link Concept is an innovative programme to ensure that seniors can access the excellent services that already exist in the community. Centre d'accueil is planning to hire a Community Co-ordinator, who will be the key to organize volunteers, develop, set and run programmes for seniors, and at the same time, will access and link the existing community programmes and refer residents to the appropriate services when they are in need, (Health and Recreation).

In addition, the development, will offer a setting for maintaining one's health. The prevention programme is focused on:

- ➤ nutrition counselling;
- ➤ seminars are held on health as well as other residents' issues.

Further, Centre d'accueil will link the development with the community at large and with the francophone community in particular to provide the following services:

- ➤ doctor/nurse
- ➤ home care;
- ➤ hair dresser;
- ➤ shuttle bus services;
- ➤ shopping;

- housekeeping; or
- other services as required.

Therefore, Centre d'accuiel will be in a position NOT ONLY providing housing for francophone seniors but, offering supportive programmes emphasizing Wellness/Age in Place and responding to the residents' changing needs and abilities.

In order to develop this project, Centre d'accuiel has to pay the following assessed Municipal Development Charges:

Municipal Development Charges	$48,966.29
Park Dedication	$17,580
Total	**$66,546.29**

Please note that the above noted charges were provided by the City's staff.

We are pleased to enclose the following:

- Proposed Site Plan
- Promotional materials, postcards and flyers;
- Sample of Advertisements in the local newspapers.

On behalf of Centre d'accueil and francophone community, we would appreciate it if you would review the enclosed and waive the municipal charges in the amount of $60,793.

Your approval of the noted grant will help the group immensely to develop the project and to make their dream a reality. Your help in promoting our francophone housing development is appreciated.

Once again, On behalf of Centre d'accuiel and the francophone community, I would like to express my thanks and appreciation for you help and assistance in approving this grant.

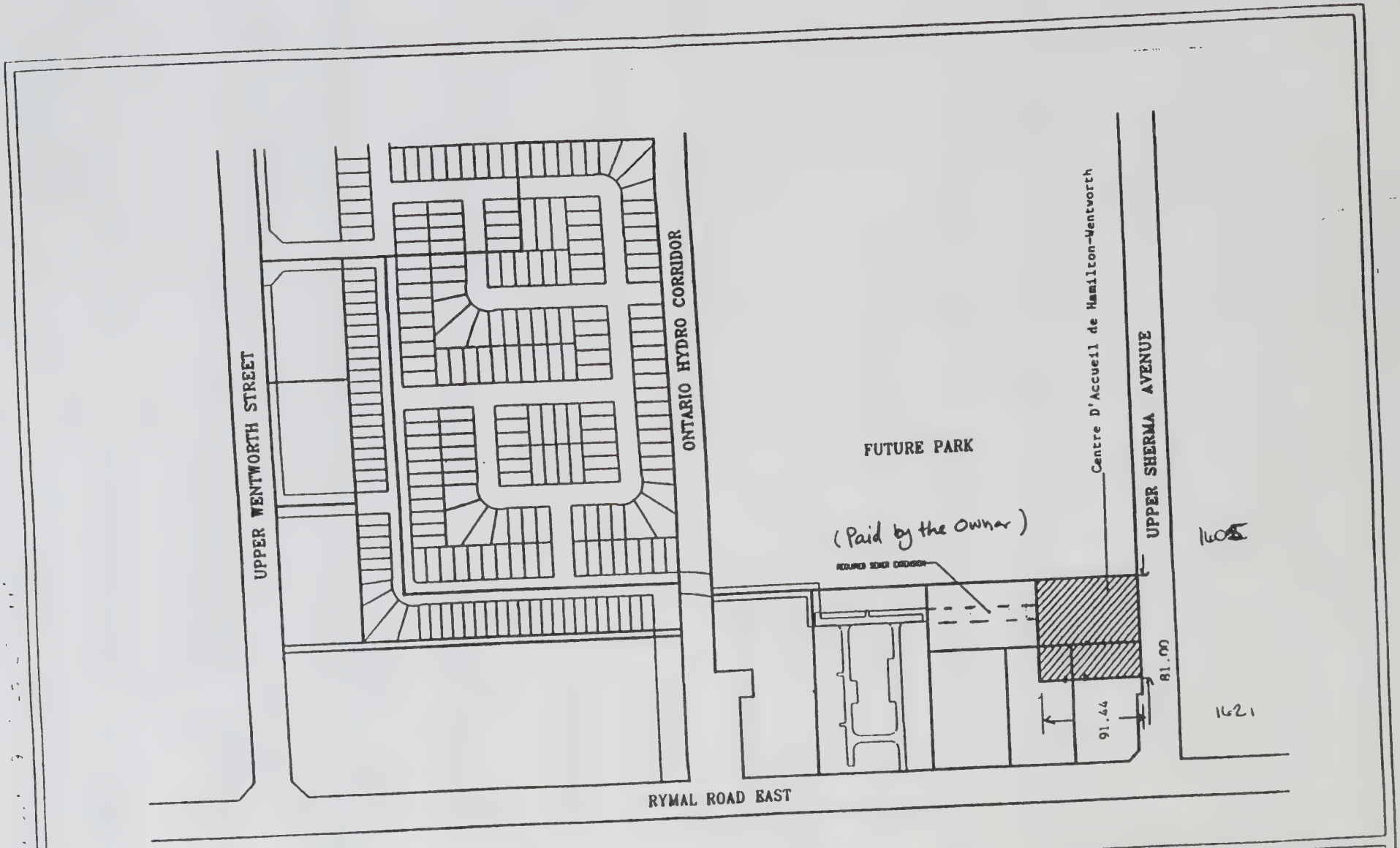
Should you have any questions, or require additional information, please do not hesitate to contact our Development Consultant, Hamilton East Community Services Corp. at 905-545-0133 ext. 227.

Sincerely,

Roger Paquette
President
On behalf of
Centre d'accuiel de Hamilton-Wentworth Inc.

CC: Guy Paparella, Director, Development Division
Kevin Nutley, Senior Property Officer/Appraiser

Create a paper for using
1610 Upper Sherman Avenue



URBEX ENGINEERING LIMITED

RYMAL SQUARE ESTATES

GENERAL PLAN

NEW MAP Thu Oct 9 17:26:23 1997

URBEX ENGINEERING LIMITED
1 Rebecca Street Hamilton Ont L8R 1B9
(905) 522-1128 Fax (905) 522-0457

BENCHMARK

ENGINEER

RYMAL SQUARE ESTATES
HAMILTON
ONTARIO

GENERAL PLAN

NORTH

DWN BY : C C

JOB NO :

DATE : 02 1 MAY

SCALE : 1:500

DRAWING NO.

DRAWING NAME
OCD-MAP.DWG

UPPER WENTWORTH STREET

RYMAL ROAD EAST

ONTARIO HYDRO CORRIDOR

(Paid by the owner)

FUTURE PARK

91.44

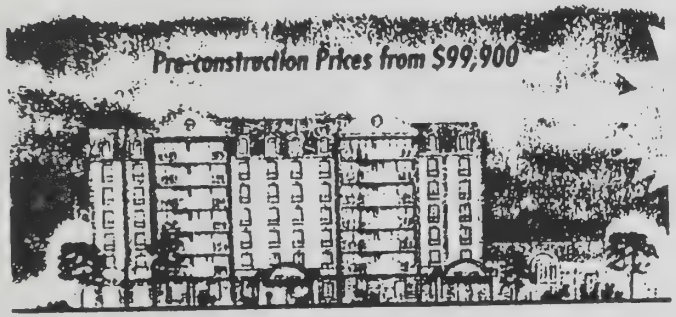
81.00

Centre D'Accueil de Hamilton-Wentworth

UPPER SHERMA AVENUE

Venez partager nos rèves sur place... Come and see what we are all about...

A LIFE EQUITY DEVELOPMENT



NOW Already 25% Reserved

Venez vous joindre à nous à l'église: / Please join us at:

Notre Dame du Perpétuel Secours
243 Cumberland, Hamilton
le 20 janvier à 7 heurs du soir
January 20, 1998 at 7 p.m.

Pour davantage information, contacter: / For more information, call:

Roger Paquette au/at: (905) 318-5845

Offrez-vous maintenant le cadeau de toute une vie. Venez rejoindre une communauté francophone unique et formidable. Elle offre tout ce que vous recherchez dans un cadre de vie sécuritaire pour adultes qui vous débarasse de tout souci et de toutes les tâches d'entretien. Venez apprécier l'absolu du charme, de l'hospitalité francophone et de la qualité de vie.

Profitez des nombreux agréments et activités à usage privé qui vous sont offerts en exclusivité. Un centre communautaire comprenant une salle de réception et une chapelle est à la disposition des résidents pour les fêtes, les activités culturelles et communautaires destinées à préserver la culture et le patrimoine françophone.

Un large éventail de services bien-être est prévu ainsi que des services d'entretien ménager, de soins infirmiers à domicile et de repas.

Découvrez une communauté sans pareille en Ontario. Cette communauté, conçue pour les personnes âgées de 55 ans au minimum, a été planifiée et construite avec soin dans le but de répondre à l'évolution des besoins et des capacités des résidents.

Now is the time to give yourself the gift of a lifetime. Come join a unique and exciting Francophone community, it's everything you've been looking for in worry free, maintenance-free, and secure adult living. Enjoy the ultimate charm, Francophone hospitality and quality of life.

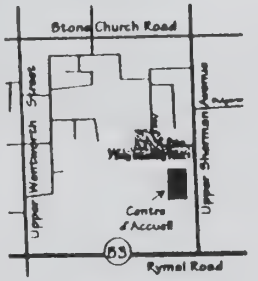
Enjoy the many private amenities and activities that are there for your exclusive use. A community centre, including Banquet Hall and Chapel is available for resident's parties, cultural and community activities to preserve the Francophone culture and heritage.

A core level of wellness services are planned, as well as housekeeping, home care and meal services.

Discover a community unlike any other in Ontario. This community has been designed for those 55 and better, carefully designed and planned to accommodate the resident's changing needs and abilities.

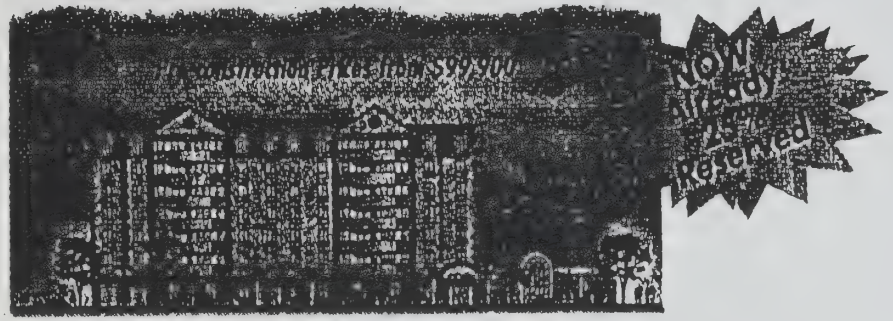
Visit our Website at:
www3.sympatico.ca/rogerpaquette

Centre d'Accueil de Hamilton-Wentworth



Venez partager nos rêves sur place! Come and see what we are all about!

A LIFE EQUITY DEVELOPMENT



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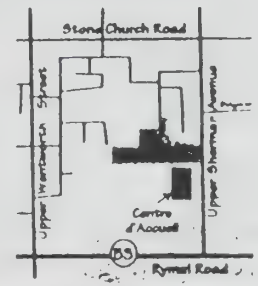
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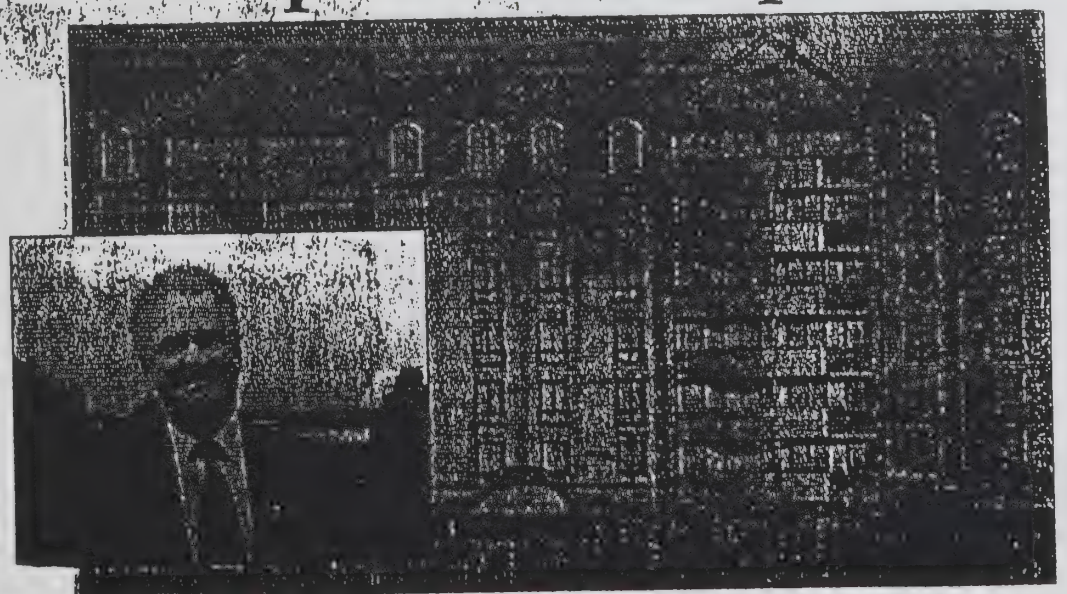
Centre d'Accueil de Hamilton-Wentworth

L'EXPRESS

OCTOBER, 1998

Le futur Centre d'accueil de Hamilton-Wentworth recherche des occupants francophones

MÉLANIE BOWES
L'Express



Un dessin et, derrière M. Roger Paquette, le terrain du futur Centre d'accueil

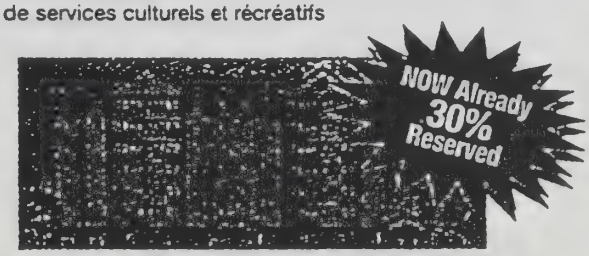
GOOD TIMES

APRIL, 1998

CENTRE D'ACCUEIL
DE HAMILTON-WENTWORTH

A Life Equity Development

- Laissez-nous vous présenter un style de vie unique et vivant.
- Une vision de rapprochement pour nos aînés francophones et francophiles.
- Des logements à but non-lucratif dans un contexte de services culturels et récréatifs



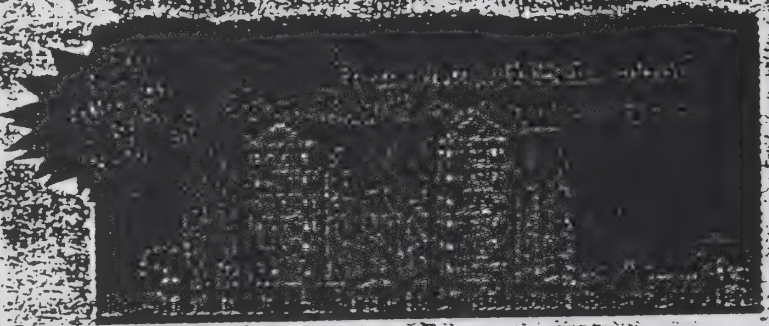
- A unique and exciting lifestyle waiting for your inquiry
- francophone adult community
- designed to accommodate changing needs and abilities including social, recreational and cultural services

Venez partager nos rêves sur place...
Come and see what we are all about...
April 21, 1998 at 7:30 p.m. at Notre-Dame du Perpetuel Secours, Church Hall, 243 Cumberland Street, Hamilton,
call (905) 318-5845 preconstruction prices from $99,900

NEW HOMES

FEBRUARY 18, 1998

A LIFE EQUITY DEVELOPMENT

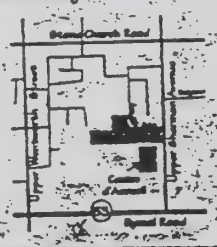


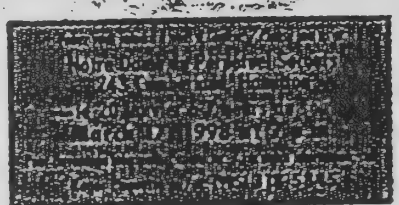
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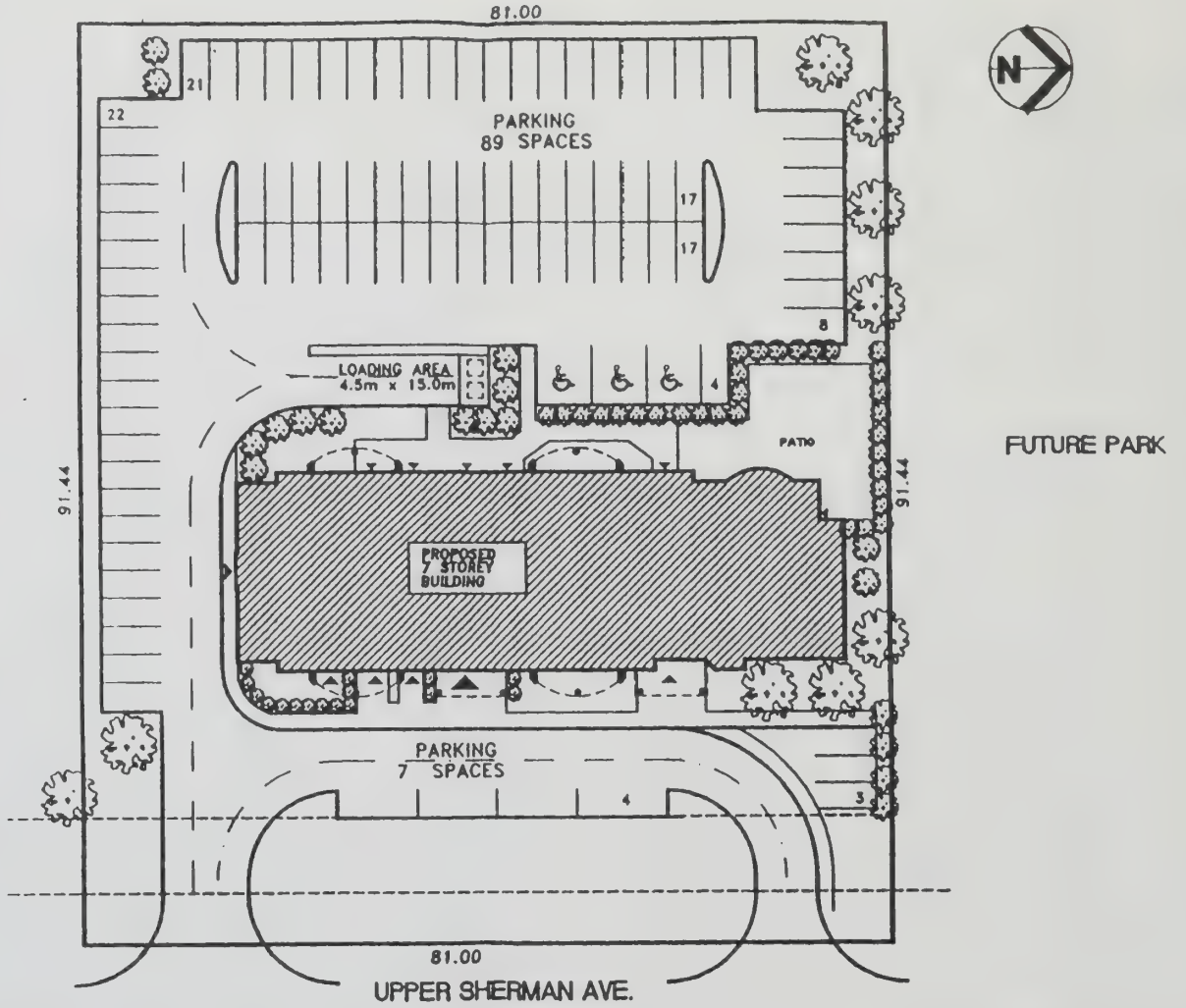
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Centre d'Accueil de Hamilton-Wentworth

1560



CENTRE D'ACCUEIL
LIFE LEASE APARTMENT BUILDING

SITE PLAN

TORSNEY GRAFF
ARCHITECT INC.

65.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 20

REPORT TO: J.J. Schatz, Secretary
Committee of the Whole

FROM: L.C. King, P.Eng.
Building Commissioner

SUBJECT: 181 John Street North
Refund of 5% Land Dedication Fee (F&A)
(98.4.4.3, 98.2.4.2.1.A)

RECOMMENDATION:

That after reviewing the evidence of the complainants, Gilbert and Elisabeth DeGreggorio, the Council of the City of Hamilton NOT waive the 5% Land Dedication Fees imposed on the property located at 181 John Street North in the amount of $1,650.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

If the 5% fee is waived, the amount of $1,650 will not be credited to the account for 5% Land Dedication Fees.

BACKGROUND:

The subject property is an apartment building constructed in 1975 located at Robert and John Streets. The present owners purchased the building in 1997 under a Power of Sale.

At the time of purchase, the building contained 191 apartments, whereas the zoning by-Law only permitted 185. The owners subsequently obtained a minor variance from the Committee of Adjustment to permit the additional six (6) dwelling units.

As part of the process to legalize the additional units, the owners made application for a change of use permit. This application identified that 5% Land Dedication Fees would be applicable in the amount of $1,650.

.../2

In an attempt to expedite the process to issue a building permit, the owners paid the 5% Land Dedication Fees, and are now requesting a refund.

The Building Department reviewed the request for a refund of the 5% Land Dedication Fees and recommend denial of the request for the following reason:

> At the time of construction of the original building, 5% Land Dedication Fees were collected only for the original 185 dwelling units. Since that time, six (6) additional dwelling units have been added without the applicable 5% Land Dedication for Park Purposes Fees being paid.

LKC/EMG/zr

66.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 24

REPORT TO: Mr. J. J. Schatz, Secretary
Committee of the Whole

FROM: J. J. Schatz
City Clerk

SUBJECT: Lease - Canadian Football Hall of Fame Building
to Ontario University Athletics
50A Jackson Street West (F&A)

RECOMMENDATION:

(a) That the Corporation of the City of Hamilton enter into a lease at 50A Jackson Street West with Ontario University Athletics (Rick Morocco) for a five (5) year period commencing 1998 September 1; and,

(b) That the lease for the above space contain the following terms and conditions:

(i) Premises: The leased premises are located in the basement of 50A Jackson Street West, and comprises of 924 square feet (formerly occupied by the Hamilton-Municipal Employees Credit Union) and is to be used as an office;

(ii) Term: Five (5) year term commencing on 1998 September 1;

(iii) Rent: $8 per square foot (gross) $7,392 per annum, $616 per month.

(iv) Additional Rent:

(1) The tenant must pay an additional charge of $170.17 per month which amount equates to the elimination of business tax and increase in realty taxes over the 1997 taxes ($4.04 per square foot). This additional rent will be adjusted annually upon the City of Hamilton setting the new tax rate;

(2) In addition, as this lease is a gross lease the tenant will be responsible for its share of the increase in operating costs over the 1998 Base year;

(c) That the Mayor and City Clerk be authorized to execute a short term lease agreement in a form satisfactory to the City Solicitor.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

The monthly rent of $616 includes realty taxes (1997) amounting to $311.08 per month leaving a net revenue to the Hall of Fame of $304.92 per month. The additional rent charge paid by the tenant in the amount of $170.17 per month will be credited against the taxes.

BACKGROUND:

On 1996 September 24, the Finance and Administration Committee adopted the following resolution:

> "That the Canadian Football Hall of Fame and Museum Management Board be authorized to negotiate the leases, with the assistance of the Director of Property, for the Hamilton Employees Credit Union and the Press Club's use of the property at 50 Jackson Street West"

Through the offices of the Economic Development Department, Ontario University Athletics expressed a wish to lease space in the basement area of the Football Hall of Fame. As time was of the essence, a report was taken to the 1998 August 12 City Council meeting to authorize this group to commence tenant improvements to meet their lease commencement 1998 September 1.

Ontario University Athletics is a non-profit charitable organization associated with the C.I.A.U. (Canadian Intercollegiate Athletic Union) to promote sports activity for men, women, children at all levels including high school and university. Being a non-profit group, they can apply through City Treasury office for a 40% rebate of the realty taxes being paid as additional rent ($2.21 per square foot per annum, $170.17 per month).

During the week of August 17th the final lease terms were negotiated and on Monday, 1998 August 24 the Canadian Football Hall of Fame and Museum Management Committee approved the tenant and the lease terms which terms are contained in the aforesaid recommendation.

MCJW/nw

c.c. P. Noé Johnson, City Solicitor
A. Ross, Treasurer
Attention: T. Daw
Attention: L. Friday
Attention: R. Camani
N. Catalano, Director, Economic Development Department
J. Smith, Managing Director, Canadian Football Hall of Fame

67.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 11

REPORT TO: Mr. J. J. Schatz, Secretary
Committee of the Whole

FROM: J. J. Schatz
City Clerk

SUBJECT: Provision for Cafeteria/Food Services at Hamilton City Hall (F&A)

RECOMMENDATION:

That the Licence Agreement between the City of Hamilton and Carmen's Catering Ltd. for the provision of food services at the City Hall cafeteria for the period 1997 April 6 to 2000 April 5, which was approved by City Council at its meeting of 1997 April 29 by adopting Item 4 of the 8th Report of the Finance and Administration Committee, be amended by deleting Carmen's Catering Ltd. and replacing with Carmen's Inc., effective 1998 June 30.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: N/A

BACKGROUND:

The Licence Agreement for the provision of food services at the City Hall cafeteria was originally awarded to Carmen's Catering Ltd. for the period 1992 April 20 to 1997 April 5 and approved by City Council at its meeting of 1992 January 14 by adopting Item 39 of the 1st Report of the Finance and Administration Committee and was renewed for the period 1997 April 6 to 2000 April 5 by City Council at its meeting of 1997 April 29 by adopting Item 4 of the 8th Report of the Finance and Administration Committee. Carmen's Catering Ltd., Mr. Peter Mercanti, President, has advised that effective 1998 June 30 they amalgamated their two (2) divisions, Carmen's Catering Ltd. and Carmen's Off Premise Catering Ltd. into a single company named Carmen's Inc. The new corporation has been formed with Peter Mercanti as President and the only Director. Carmen's requires the City's consent to assign the contract to the new company.

RJH/nw

c.c. P. Noé Johnson, City Solicitor
Attention: L. Farr
R. Swan, Manager, Building Operations and Maintenance Division

68.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 5

REPORT TO: J. J. Schatz, Secretary
Committee of The Whole

FROM: Allan C. Ross
Treasurer

SUBJECT: Business Tax Accounts assigned to the Bailiffs for collection (F&A)

RECOMMENDATION:

That the City's business tax collection procedures be revised to provide for the assignment of all outstanding business tax accounts to the bailiffs, for which immediate collection action is required, where staff or the collection agency have been unable to secure payment or satisfactory payment arrangements on the account.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS: Allan C. Ross

A reduction in collection fees and a potential increase in collections.

BACKGROUND:

In October 1996, City Council approved a recommendation to revise the City's business tax collection procedures to provide for the assignment of outstanding business tax accounts in excess of $ 2,000 to the bailiff, for which immediate collection action was required. An analysis of the accounts at that time indicated that approximately 400 outstanding accounts would be assigned to the bailiffs on that basis and the balance of the accounts would be assigned to the Collection Agency under the special collection program.

A recent review of our outstanding business tax accounts has indicated that the majority of the accounts in excess of $ 2,000, where the operator is still in business, have been turned over to the bailiff for collection. The City is now in a position to assign additional accounts to the bailiff where either in house collection efforts by staff or the collection agency have failed to generate payments or satisfactory payment arrangements.

Accordingly, it is being recommended that these accounts also be assigned to the bailiff for collection action. It is the intention of staff to prioritize the assignment of these accounts on the basis of the highest tax liability and/or the requirement for immediate action in certain circumstances.

c.c. P. Noé Johnson, City Solicitor

69.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 July 24

REPORT TO: J.J. Schatz, Secretary
Committee of the Whole

FROM: Allan C. Ross
Treasurer

SUBJECT: Supply and Delivery of Wireless Communication Network and Required Hardware As and When Required for Various Departments (F&A)

RECOMMENDATION:

That Bell Mobility supply and deliver wireless communication network and Teletron Communications Inc. (Hamilton) supply and deliver wireless communication hardware for the City of Hamilton for various City departments as and when required in accordance with specifications issued by the Purchasing Section and the vendor's tender and to be financed through various approved accounts.

Analogue Wireless Communication Network:

Monthly charge	$24.47/Phone
Peak Air Time	$0.21/Minute

(Above includes 100 minutes free anytime of day per month, message centre and message centre paging)

Digital (PCS) Wireless Communication Network

Monthly charge	$22.50/Phone
Peak Airtime	$0.20/Minute
Offpeak Airtime	$0.10/Minute

(Above includes 100 minutes free anytime of day per month, 500 1st incoming minute per month) All taxes are extra at 8% PST and 7% GST.

Allan C. Ross

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

From a financial perspective this tender process has resulted in a significant cost reduction for this service.

The aggregate savings over the 36 month term will be between approximately $160,000 and $265,000 based upon the rate of usage experienced by the City of Hamilton. The cost reduction will fluctuate between the amounts above depending on the type of system used by each department.

Further to these savings Bell Mobility has offered a $98.00 credit for every phone that is changed to their service with an additional $100.00 credit for every phone that will access the digital (PCS) network. These credit offers are valid only until September 30, 1998.

Since the hardware supplier (Teletron) is offering PCS phones, before tax, at $209.90 c/w required accessories. Then the credit that Bell is offering will all but cover this. The $11.90 may be covered by the possible trade-in allowance offered by Teletron.

This would mean that there is a possibility that all departments could exchange existing phones to the new PCS network at no extra charge to the City.

BACKGROUND

This was a cooperative tender which closed on May 21, 1998 and included all municipalities within the Regional Municipality of Hamilton-Wentworth. The tender was advertised with 23 vendors being notified and 16 vendors responding. The term of the tender was for a period of 36 months with an option to renew for a further 36 months. The cost savings which have been identified in this report relate only to the City of Hamilton. A separate report identifying further cost savings applicable to the Region is being forwarded to Regional Committee and Council for consideration.

Tender Analysis - Wireless Communication Network

Analogue Wireless Communication Network

Vendor	Monthly Charge	Message Centre	Free Minutes	Airtime
Bell Mobility	$24.47	N/C	100	$.21/Min
Cantel	$25.00	$3.25	100	$.22/Min

Digital (PCS) Wireless Communication Network

Tender Analysis - Wireless Communication Hardware

Analogue Wireless Communication Hardware - each phone comes c/w case, car adapter, extended 2 year warranty, battery and charger.

Description	Teletron	National Cellular	Complete Communications
DPC 650E Flip Phone	$44.95	$80.00	$88.00
Startac 6000E	$109.90	$192.00	$187.95

Digital (PCS) - Wireless Communication Hardware c/w all items indicated in above.

Description	Teletron	National Cellular	Complete Communications
Qualcomm QCP 2700	$139.95	$176.00	$257.90
Sony CMB 3200	$209.90	$232.00	$307.95

Above prices are firm until September 30, 1998.

Teletron has also offered the following services:

1. 24 hour dedicated hardware repair hot line.
2. First priority service on emergency vehicles and portables.
3. Free pick up and delivery "van on demand" service.
4. Emergency phone program at no charge.
5. Dedicated inventory of loaner/exchange phones.
6. Analogue hardware trade in allowance.
7. Product training sessions.
8. Terms discount of 1% 20/Net 30 days on all hardware purchases.

70.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 5

REPORT TO: J. J. Schatz, Secretary
Committee of The Whole

FROM: Allan C. Ross
Treasurer

SUBJECT: Tax Applications processed under Section 443, Subsection (5) of The Municipal Act, Chapter 45 Statutes of Ontario, 1990 (F&A)

RECOMMENDATION:

That realty and business tax applications processed under Section 443, of The Municipal Act, Chapter 45, Statutes of Ontario, 1990 in the amount of $38,722.04 be approved and charged to CH55307-24104 Tax Remissions.

Allan C. Ross

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

N/A - See above recommendation

BACKGROUND:

In accordance with Section 443, Subsection (5) of The Municipal Act, R.S.O. 1990, this Section provides for the Municipality a means whereby Municipal Councils may approve tax refunds due to clerical errors in the Assessment Roll. The period for application is limited to two years preceding the date of application.

Such applications are valid and therefore may only be heard and approved by Council provided that they comply with subsection (5) and that all applications have been confirmed and approved by the Regional Assessment Commissioner.

The Regional Assessment Commissioner has confirmed and approved these appeals and I am recommending that the attached summary of tax appeal applications be approved and charged to the Tax Remissions Account.

City of Hamilton
Treasury

"443" APPLICATIONS

A - Out of Business
B - Reduced Space
C - Fire, Demolition, Otherwise
D - Non-Residential to Residential Conversion
E - Overcharge (Clerical Error)
F - Undercharged (Clerical Error)
G - Tax Exempt

Application Number	Roll Number	Appeal Year	Reason for Appeal	Tax Cancellation
REALTY				
1994-0026	030 2360 7650	1994	G	$ 6,913.14
1996-0031	030 2150 1270	1995	E	2,787.86
1997-0015	030 2615 2290	1996	C	7,450.09
1997-0033	020 1435 8960	1996	G	340.29
1996-0034	020 1210 2760	1996	E	448.92
1995-0039	050 4310 0400	1995	E	1,801.90
1996-0040	050 4310 0400	1996	E	1,834.27
1997-0041	050 5310 9546	1995	E	418.90
1997-0042	050 5310 9546	1996	E	426.43
1997-0043	070 6770 5850	1996	C	0
1997-0044	070 6770 5850	1995	E	0
1997-0045	080 9210 2740	1995	C	0
1997-0046	080 9210 2740	1996	C	0
1997-0047	081 0610 4122	1995	E	200.99
1997-0048	081 0610 4122	1996	E	204.60
1997-0049	081 0610 1324	1995	E	373.09
1997-0050	081 0610 1324	1996	E	379.79
	TOTAL REALTY			**$ 23,580.27**
BUSINESS				
1996-0027	030 2150 1510 0020	1994	A	$ 0
1996-0028	030 2150 1510 0020	1995	A	101.97
1996-0036	040 2810 2150 0030	1995	A	313.17
1995-0037	040 2815 1060 0020	1995	A	526.81
1997-0018	050 4030 1060 0020	1995	A	1,315.14
1997-0022	020 1220 1000 3115	1996	B	800.65
1997-0026	030 2250 8640 0180	1995	A	1,417.78
1997-0027	030 2250 8640 0180	1996	A	1,443.26
1997-0031	060 5920 0430 0020	1996	A	49.43
1997-0035	020 1210 2760 0025	1996	E	1,791.71
1997-0036	020 1515 0250 0010	1996	B	4,732.59
1997-0037	020 1510 0490 0065	1996	A	1,902.92
1997-0038	040 2880 6230 0020	1996	A	746.34
	TOTAL BUSINESS			**$ 15,141.77**
	TOTAL ADJUSTMENT			**$ 38,722.04**

71.

CITY OF HAMILTON

- INFORMATION -

DATE: 1998 August 18

REPORT TO: Mr. J. J. Schatz, Secretary
Committee of the Whole

FROM: Mr. D. Lobo
Commissioner, Public Works and Traffic Department

SUBJECT: Business Improvement Areas (B.I.A.'s) -
Request for Funding - Commercial Improvement Program (C.I.P.)
(F & A Committee)

BACKGROUND:

On 1997 September 24 a delegation representing the B.I.A. and Business Association Co-ordinating Committee attended the Planning and Development Committee requesting that the C.I.P. funds be replenished with an amount of $15,000. per B.I.A. per year for a total of three (3) years. The following resolution was approved by City Council at its meeting held 1997 September 30:

> "that the Business Improvement Area Co-ordinating Committee's request for Commercial Improvement Program funding, in the amount of $315,000. which will result in the funding of $15,000. per year, for each of the seven B.I.A.'s over the next three years, be referred to the Corporate Management Team with instructions that it be considered a priority in the 1998-2007 Capital Budget Deliberations."

A budget submission for the above together with a covering report (attached as Appendix 'A') was included in the Public Works and Traffic Department's 1998-2007 Capital Budget. The submission recommended that funding for the project commence in 1998. Through the Capital Budget deliberations, the Corporate Management Team moved back commencement of the project to 1999 and this funding scheduled was approved by City Council.

The C.I.P. was created in 1987 for the purpose of funding streetscape improvements within Hamilton's B.I.A.'s. Consequently City Council approved the funding of murals and financial contributions towards comprehensive studies undertaken by B.I.A.'s as eligible items for funding under the C.I.P. Improvements that have been funded include, but are not limited to: speciality lighting, sidewalk widening, speciality paving, trees, benches, banners, planters, murals and comprehensive studies.

...../2

The Program was initiated in 1987 with an allocation of $2.5M funded 100% with municipal monies. The Program demonstrates the City's support of B.I.A.'s and helps spur the economic vitality of the B.I.A. areas. Streetscaping is one component of the revitalization efforts that are occurring in our B.I.A.'s. Hamilton's B.I.A.'s spend their own levies on the retainment and recruitment of businesses, marketing and special events. B.I.A. yearly levies presently total $250,000. representing over 1,000 businesses throughout Hamilton. The synergy created through both the City's and B.I.A.'s initiatives help create a more viable business area while at the same time improving the quality of life for the residents within their communities. The City also benefits from vibrant commercial areas through sustaining the tax base.

DL:HM:hm
Attch.

APPENDIX "A"

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 February 4

REPORT TO: Stella Glover, Secretary
Planning and Development Committee

FROM: Doug Lobo, Commissioner
Department of Public Works and Traffic

SUBJECT: Public Works and Traffic Department, Community Renewal Section, 1998-2007 Provisional Capital Budget.

RECOMMENDATION:

a) That the attached capital projects from the Public Works and Traffic Department, Community Renewal, included within the Parks Division and Streets and Sanitation Division, be considered for inclusion in the ten year 1998-2007 Provisional Capital Budget; and,

b) That these capital projects be reviewed by the Management Team (Capital Budget Sub-Committee) for consideration by the Committee of the Whole and City Council.

J.W. Lobo

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

All development cost estimates have been prepared by the Public Works and Traffic Department. The annual current budget impact for each project is included with the capital budget submission.

From a legal perspective, all issues of a legal nature that may arise during the implementation of these development projects will be forwarded on an individual basis to the Planning and Development Committee for consideration.

There are no staffing positions proposed with these Public Works and Traffic Department's Capital Budget Projects.

BACKGROUND:

The following is a brief explanation of the 1998-2007 Capital Budget submission of Community Renewal, Public Works and Traffic Department (identified as Appendix 'A' attached). The projects have been incorporated into both the Parks Division and Streets and Sanitation Division of the Department depending on the nature of the work involved. The sequence of projects coincides with the rank number assigned in the Capital Budget Program Submission as determined by the Public Works and Traffic Department:

1. **Westerly Gateway - Main Street West (Within Streets and Sanitation Division)**

   This project enhances the westerly entranceway to Hamilton through the removal of the standard light poles and lights on Main Street West between Locke and Dundurn Streets, and replacement with decorative poles and lights to match those that presently exist between Queen and Locke Streets. With an objective of attracting more people to Hamilton's downtown core the implementation of this project will serve as an attractive entranceway to the core.

   Total 1998 - $120,000

2. **Commercial Improvement Program - Phase II (Within Parks Division)**

   City Council at its meeting held 1997 September 30, approved Item Five of the Fourteenth Report of the Planning and Development Committee which reads "that the Business Improvement Area Co-ordinating Committee's request for Commercial Improvement Program funding, in the amount of $315,000 which will result in the funding of $15,000 per year, for each of the seven B.I.A.'s over the next three years, be referred to the Corporate Management Team with instructions that it be considered a priority in the 1998-2007 Capital Budget Deliberations".

   The Commercial Improvement Program funds the following components within the boundaries of a B.I.A.: streetscape improvements on publicly owned lands, subsidizes public art (wall murals etc.) and, subsidizes comprehensive studies undertaken by B.I.A.'s that provide guidelines for future growth and development.

   Total 1998 - $105,000
   Total 1999 - $105,000
   Total 2000 - $105,000

3. **Corktown Neighbourhood Plan Implementation - Phase I (Within the Streets and Sanitation Division).**

The Corktown Neighbourhood Plan was created through a public participation process resulting in a plan that identifies future land use, urban design, movement and amenity improvements in the form of goals and policies. City Council approved the Corktown Neighbourhood Plan at its meeting held 1997 October 28. This is the first phase of a two phase project that will address the signage aspect of the Plan as well the development of a link with Carter Park/Central Memorial Recreation Centre and existing and proposed trail networks.

An aesthetical and attractive neighbourhood fosters a better image of the City for local residents and potential investors. In particular, this downtown neighbourhood has undergone significant land use changes over the past 25 years and a cohesive and uniform aesthetic improvement program would act as a catalyst for further private sector initiatives.

Total 1999 - $50,000

4. **Ferguson Avenue Implementation - Pedestrian/Bicycle Link - Phase II (Within Streets and Sanitation Division**

This incorporates the remainder of the Ferguson Avenue Master Plan phases. Phase One (between Barton and Cannon Streets) was implemented in 1996/97 and Phase Two (between King William to Main Streets) has been funded under the 1997 Capital Budget with implementation scheduled for the Spring of 1998. An intensive public participation process was undertaken for the preparation of the Ferguson Avenue Master Plan. The process consisted of two and a half years of meetings with a stakeholders group and four public meetings/workshops, where the needs, visions and desires of the community at large were gathered and incorporated into the Master Plan. The Master Plan identifies the opportunity to create a linkage between the Escarpment, the Downtown and the Bay with emphasis on pedestrians and cyclists.

Total 2007 and after $3,121,000

5. **Hughson Street Redevelopment - Downtown Action Plan - Phase II (Within Streets and Sanitation Division)**

This project at a gross cost $765,000 creates a logical pedestrian link on Hughson Street South from Hunter Street to Charlton Avenue and is recommended for commencement in 2007. This project will serve as a continuation of the pedestrian connection to the GO Station, the downtown core and other major downtown attactions.

Total 2007 and after $765,000

6. **Commercial Improvement Program - Phase II (Within Parks Division)**

The objective of the Program is to finance streetscape improvements on publicly owned lands, subsidize public art within a B.I.A. (wall murals etc.) and, subsidize comprehensive studies undertaken by B.I.A.'s that provide guidelines for future growth and development. Items that have been implemented utilizing monies from Phase I of the Program include: benches, planters, banners, speciality lighting, alleyway lighting, sidewalk widening, speciality paving etc. Monies were also utilized from these funds to set-up accounts to implement the Commercial Property Improvement Program that offers property owners of commercial buildings within B.I.A.'s financial help to upgrade/renovate the interior and exterior of their buildings.

The implementation of this program will demonstrate the City's support of B.I.A.'s and help spur the economic vitality of the areas. Physical improvements together with the synergy created through business development strategies for B.I.A.'s will benefit the businesses through creating a more viable business area, the public through improved service within their neighbourhoods, and the City, since the more viable Hamilton's business areas are, the more taxes are derived.

Total 2007 and after $2,500,000.

7,8, 9,10. **Neighbourhood Revitalization Projects (Within Parks Division)**

Previously subsidized through the Province of Ontario, the most recent neighbourhood revitalization project has been covered utilizing 100% municipal monies (Crown Point East/McAnulty Phase One).

Neighbourhoods are identified through the Parks Staff Committee on a needs basis. Existing infrastrucure, incompatible land uses and the amount of park space within the areas are reviewed to determine the areas of prioritization. Recommendations are then channelled through the Parks and Recreation Committee and ultimately City Council and adopted as part of the Parks Expenditure Policy.

Areas identified for improvements include: Crown Point East/McAnulty Phase Two, Stipeley South, Parkview East and West and Blakeley/St. Clair. The cost for each project area amounts to approximately $500,000. with the exception of the Parkview

East and West. The Parks Development and Maintenance Section of the Public Works and Traffic Department has completed work at Leaside, Glow and Woodward Park all in the Parkview East and West area, therefore the capital funding allotment for this project area has been reduced to $266,000. in recognition of these commitments.

5.Crown Point East/McAnulty - II Total 2007 and after $542,000
7. Stipeley/South Total 2007 and after $551,000
8. Parkview (East and West) Total 2007 and after $266,000
9. Blakeley/St. Clair Total 2007 and after $532,000

11. **Corktown Neighbourhood Plan Implementation - Phase II (Within the Streets and Sanitation Division).**

This is the second phase of a two-phase project, to further meet the objective of creating an attractive urban community within the Corktown Neighbourhood for the residents, visitors and potential investors as identified in the Corktown Neighbourhood Plan previously approved by City Council at its meeting held 1997 October 28. Phase Two will achieve the implementation of urban braille, streetscaping/screening and landscape improvements.

Total 2007 and after - $2,500,000

DL:HM:hm
P&D98-CapBud

Attach's.

c.c. Mr. A. Ross, City Treasurer, Treasury Department
Mr. N. Adhya, Manager of Budgets, Treasury Department
Mr. R. Chrystian, Manager of Parks Division, Public Works and Traffic Department
Mr. C. Firth-Eagland, Manager of Streets and Sanitation Division, Public Works and Traffic Department

The Corporation of the City of Hamilton

1998-2007 CAPITAL BUDGET PROGRAM
PROJECT SUBMISSION FORM

PROJECT NUMBER [redacted]

1. **DEPARTMENT/LOCAL BOARD**: Public Works and Traffic - Community Renewal Section

2. **PROJECT SUMMARY**:
   (a) Name (max. of 45 characters) Commercial Improvement Program - Phase II
   (b) Type of Project
   (c) Location
   (d) Scope/Description of Work Phase II of the Commercial Improvement Program will address improvements on publicly owned lands i.e. benches, lighting, banners; subsidize public art (murals) and subsidize comprehensive studies undertaken by Business Improvement Areas (B.I.A.'s) that provide guidelines for future growth and development. Proposal is to provide each of the seven B.I.A.'s $15,000. each year for three years.
   (e) Remarks

3. **REFERENCE TO RELATED PROJECTS**:
   (a) Submitting Department
   (b) Project Name
   (c) Start Year
   (d) Net City Cost $

4. **DEPARTMENT PRIORITY ORDER**: # ___ of ___

5. **PROJECT JUSTIFICATION ("Yes" or "No")**:

(a)	STRATEGIC DIRECTION (Image of the City, Quality of Life, Transportation)	X
(b)	HEALTH/SAFETY/ENVIRONMENT	X
(c)	LEGISLATED BY SENIOR LEVELS OF GOVERNMENT	
(d)	NEEDS ANALYSIS (Demand, Equitable, Cost/Benefit, Pay back period)	X
(e)	ECONOMIC DEVELOPMENT	X
(f)	MAINTAIN EXISTING SERVICE (Roads, Buildings, Other basic infrastructure)	X
(g)	REDUCE ONGOING COST (Staffing and/or Operating Costs)	
(h)	GROWTH RELATED PROJECT	

Describe Justification:
The implementation of this program demonstrates the City's support of B.I.A.'s and helps spur the economic vitality of the areas. Physical improvements together with the synergy created through business development strategies for B.I.A.'s benefit businesses through creation of a more viable business area, the public through improved services within their neighbourhoods and the City, since the more viable Hamilton's business areas are, the more taxes are derived.

6. **FEASIBILITY STUDY**: -
   (a) START DATE (YEAR)
   (b) COMPLETION DATE (YEAR)
   (c) GROSS COST $

7. **PROJECT**:
   (a) START DATE (YEAR) January 1998
   (b) COMPLETION DATE (YEAR) December 2000
   (c) GROSS COST (Start Year Dollars) $ 315,000.
   (d) LESS PROVINCIAL SUBSIDIES (Describe nature of subsidy) $
   (e) LESS OTHER RECEIPTS (Specify) $
   (f) NET CITY'S COST $ 315,000.

Note: all amounts rounded to the nearest thousand dollars

The Corporation of the City of Hamilton

1998-2007 CAPITAL BUDGET PROGRAM
PROJECT SUBMISSION FORM

PROJECT NUMBER _____
(Treasury to complete)

8. **NET EXPENDITURE BY YEAR:**

- 1998	$ 105,000.	- 2003	$ _____
- 1999	$ 105,000.	- 2004	$ _____
- 2000	$ 105,000.	- 2005	$ _____
- 2001	$ _____	- 2006	$ _____
- 2002	$ _____	- 2007	$ _____

9. **ADDITIONAL ANNUALIZED NET OPERATING COSTS/(SAVINGS):**

(a) Staffing $ 5,000./yr
Building Operations & Maintenance $ _____
Other (specify) _____ $ _____

GROSS COST (All Inclusive) $ 5,000./yr

(b) LESS RECOVERY/REVENUE (specify) _____ $ _____

(c) NET CITY'S COST $ 5,000./yr
(total of $15,000. for the three years)

Note: Where amounts include operating cost & revenue estimates which impact other City departments, attach addendum breaking down estimates by department.

10. **CAPITAL AND OPERATING ESTIMATE PREPARED BY:**

(a) Project Manager's Name H. Milsome

(b) Basis of assumptions Commitment to Hamilton's B.I.A.'s not demonstrated. Commercial vitality not created, thereby no opportunity to improve quality of life of surrounding areas.

11. **WAS THIS PROJECT IN LAST YEAR'S APPROVED CAPITAL BUDGET PROGRAM?**
No ___ Yes x ; if yes, (but reduced amount this submission)

(a) PROJECT NO. (Per 1997-2006 Capital Budget Program) 177.0

(b) AT CITY'S COST OF $ 2,500,000.

(c) SCHEDULED TO START IN THE YEAR 2007& AFTER

_____ _____
Signature of Department Head/ Local Board Manager *Date*

---

12. **FUNDING (Treasury Department To Complete):**

(a) NATURE OF PROPOSED FINANCING: _____

(b) RESERVE/CAPITAL LEVY FUNDING AVAILABLE:

Yes ___ . *No* ___

(c) IF DEBENTURE FINANCING:

(i) ANNUAL DEBENTURE FINANCING COST: $ _____

(ii) TOTAL CARRYING COST OF RETIRING DEBT: $ _____

Note: all amounts rounded to the nearest thousand dollars

72.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 July 20 JUL 22 1998

REPORT TO: J.J. Schatz, Secretary
Committee of the Whole

FROM: Mr. D. Lobo
Commissioner of Public Works and Traffic

SUBJECT: Replacement of Two (2) Lightweight Fairway Mowers
Units 9872 and 0053, Fleet Services (F&A)

RECOMMENDATION:

That a purchase order be issued to Turf Care Products Canada, Ltd. Newmarket, in the amount of $61,180.00 including all applicable taxes, for the purchase of two (2) Lightweight Fairway Mowers units 9872 and 0053 for Fleet Services, being the lowest of two quotations received in accordance with specifications issued by Purchasing and Vendor's tender, to be financed through the Reserve for Mobile Equipment Account Numbers CF5535 649751023 and CF5535 649851037.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

This vehicle acquisition is for the replacement of existing equipment through the 1997 and 1998 Fleet Services vehicle replacement programme, as approved by City Council on March 18, 1997 and May 14, 1998. The capital acquisition costs are carried within the Reserve for Mobile Equipment Account.

BACKGROUND:

On June 24, 1997, the attached Information Report was written identifying a need to improve the quality of service and condition of the Chedoke Martin Golf Course. Fleet Services and Culture and Recreation began experimenting with two lightweight fairway units that reduce compaction, increase rounds of play utilization, and provide for a more desirable cut. Quotations were received for the lease of this equipment with the option to purchase, to be determined by the result of the research. This change in course management, that utilizes improved technology, has provided course users with a noticeable difference in the quality of the cut and thereby has improved the condition and the level of service at the golf course.

The lease-to-own option included that each rental payment will be deducted from the purchase price, therefore, this will now provide a reduction in the purchase price.

	Two Units Purchase Price	Rental Payments	Net Price
Turf Care Products Ltd., Newmarket	$80,500.00	$19,320.00	$61,180.00
Ontario Turf Equipment, London	91,655.00	22,400.00	69,255.00

These units will replace existing equipment rendered obsolete by the criteria established within the vehicle replacement programme and will not increase the Fleet complement. Units being replaced will be disposed of at a future auction.

DM/DL
Attch.

cc: C. Guthro, Manager of Fleet Services
D. Manningham, Vehicle Acquisition Officer
L. Barker, Administrative Co-ordinator
C. Rendell, Intermediate Buyer

CITY OF HAMILTON

- INFORMATION -

DATE: 1997 June 24

REPORT TO: S. Reeder
Secretary, Finance & Administration Committee

K. Christenson
Secretary, Transport & Environment Committee

FROM: D. Lobo
Commissioner of Public Works & Traffic

R. Fair
Director of Culture & Recreation

SUBJECT: **Chedoke Golf Course**

BACKGROUND:

In an effort to improve the quality of service and the condition of the Chedoke Martin Golf Course, Fleet Services and Culture & Recreation will be experimenting with two lightweight fairway units. This change in course management utilizes improved technology to provide course users with a noticeable difference in the quality of the turf. The lightweight units reduce compaction and provide for a more desirable cut.

In the past the Martin Course was cut from treeline to treeline at a slightly higher height than fairways on the Beddoe and King's Forest. By comparison, we have found that this level of service is not adequate and can be improved upon through the utilization of the improved equipment.

We have entered into a lease for this equipment with the option of purchase. We will now have the flexibility to experiment with the change in course management and to provide cost comparisons between the existing equipment and the lightweights. If successful, the lease to own option will provide us with a reduction in purchase price in the following year, when scheduled replacement is required for the existing tow behind reel units.

L. Lunt-England
for D. Lobo

CG/RF

c.c. C. Guthro, Manager of Fleet Services, Public Works & Traffic
c.c. D. Cowan, Manager of Outdoor Facilities, Culture & Recreation

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CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 21

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: D. Lobo, Commissioner
Department of Public Works and Traffic

SUBJECT: Recommendation to Close Project Funding Account - Assistance to Eastern Ontario/Quebec Communities (F&A)

RECOMMENDATION:

That the City Treasurer be directed to close the following project account with any excess funding to be transferred to its original source of financing:

Centre Number	Project Description	Gross Cost	Total Expense	Excess	Source of Funding
CH 59001	Eastern Ontario and Quebec Ice Storm Assistance	$50,000	$37,576.12	$12,423.88	Reserve for Contingency Centre # CH 00115

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See above recommendation.

BACKGROUND:

At it's meeting of 1998 January 27, City Council approved Section 13 of the Third Report of the Finance and Administration Committee, which among other things, authorized funding for assistance to Eastern Ontario and Quebec municipalities affected by the Ice Storm of '98, to an upset limit of $50,000.

In an Information Report dated 1998 February 19, Mayor Morrow reported on actions taken and expenditures stemming from relief efforts over the period between January 15 to January 28. The financial balance remaining to this point was $17,890.

More recently, as a result of the generosity of local tree nurseries, staff co-ordinated the delivery of 145 trees divided between the City of Montreal, the Villages of Howick, St. Urbain Premier and the Easter Seals Society Camp Merrywood. The cost of shipping, representation at various tree planting ceremonies and attendance at a Donations Management workshop at the Canadian Emergency Preparedness College in Arnprior was funded from this account.

RWC/mc

cc: All Members of Council
J. G. Pavelka, P.Eng., Chief Administrative Officer
Allan C. Ross, Treasurer

74.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 20

REPORT TO: Mr. J.J. Schatz Secretary
Committee of the Whole

FROM: John Johnston
Commissioner of Human Resources

Ross Fair
Director of Culture and Recreation

SUBJECT: Fair Wage Policy (C-018-98)

RECOMMENDATION:

a) That the City's Fair Wage Policy (approved by City Council on September 28, 1993), as item 15 of the Finance & Administration Committee Report FA-18), be amended in accordance with Schedule "A" attached.

b) i) That no increases to the wages and benefits, for all positions identified in the City's Fair Wage Schedule will be approved by City Council after January 1, 2000, where the full cost of the wages and benefits exceed the full cost of wages and benefits included for the same or similar position in the Province of Ontario's Fair Wage Schedule and Labour Conditions (Hamilton Zone);

ii) That the maximum total increase, approved by City Council on or before January 1, 2000, to the wages and benefits identified in the City's Fair Wage Schedule , shall be limited to 4.5% of the current total compensation package.

C) That subsections (a) and (b) be incorporated into the Corporate Policy Manual.

John Johnston
Commissioner of Human Resources

Ross Fair
Director, Culture & Recreation

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

Savings on labour costs on construction contracts tendered by the City may be achieved as a result of the red circling of the wages & benefits where these wages & benefits exceed those in the Province of Ontario's Fair Wage Schedule and Labour Conditions.

BACKGROUND:

Regional and City staff invited all representatives of the Construction Industry, who had previously participated in the review process, to meet with staff on April 23, 1998. A meeting was convened on April 23, 1998 with representatives of the Hamilton-Brantford Ontario Building and Construction Trades Council, The United Brotherhood of Carpenters and Joiners of America, The Labourers International Union of North America, The Hamilton Construction Association, The Electrical Construction Association and the Mechanical Contractors Association.
The result of this meeting and a follow-up meeting with staff and representatives of L.I.U.N.A. and the Hamilton-Brantford Building & Construction Trades Council was that consensus was reached on all issues. The proposed amendments to the Fair Wage Policy, recommended by staff, are set out in Schedule "A" to this report. The explanatory notes for the amendments are as follows:

(i) Consensus was attained with the Industry, on the following items:

a) name changes with regard to the Director of Culture & Recreation (noted in attached Schedule A point (i)a));

b) procedures 1.c), (noted in attached Schedule A, point (iii));

c) records (noted in attached Schedule A, point (iv));

(ii) The industry was seeking to include all maintenance contracts in the Fair Wage Policy, and staff had previously recommended that only those maintenance contracts of a value exceeding $200,000.00 per location be subject to the Fair Wage Policy. The parties have reached consensus and staff recommend that all construction maintenance contracts of an estimated value of $100,000.00 be subject to the Fair Wage Policy. Consensus was reached and staff further recommend that in order to maintain a consistent policy, that the $100,000.00 amount be applied to construction contracts. This is in keeping with the City's current purchasing practice and further avoids confusion with regard to interpreting whether a contract is construction or construction maintenance. (noted in attached Schedule "A:, point (ii)b);

As a result of this change, it is recommended that the definition "contract" be changed to "construction contract" and that the definition will mean both construction contracts and construction maintenance contracts of an estimated value of $100,000.00 or greater (noted in attached Schedule "a", point (ii)b);

(iii) The result of the above noted definition change will require that the Fair Wage Policy be amended wherever the word "contract" is shown, to read "construction contract" (noted in attached Schedule "A:, point (i)b))

In order to improve the efficiency of internal procedures and reduce the volume of paper currently being included in tenders, staff are recommending that the Procedures section be modified to require staff inform all bidders of the then current Fair Wage Policy and Fair Wage Schedule but to only supply the entire Policy and Schedule on request (noted in attached Schedule "A" point (iii)2));

(iv) A system to establish industry's involvement in the enforcement of the Fair Wage Policy, including financial support was discussed. The current process provides for investigations to be carried out as a result of complaints. Complaints can be initiate from an employee of the contractor/sub-contractor, contractor/sub-contractor, an association, a union, or any other person. The City's costs of the audit/investigation, cannot be recovered from the contractor, when the contractor or its sub-contractor is in compliance. Staff recommends that the Fair Wage Policy be revised to permit the recovery of the City's audit or investigation costs from the complainant where the complainant is not an employee or former employee of the contractor/sub-contractor against whom the complaint was made and where, as a result of the audit/investigation which was initiated on the request of the complainant, the contractor/sub-contractor was found to be in compliance (noted in attached Schedule "A", point (v);

(v) Currently, the City investigates and/or audits contractors or sub-contractors as a result of complaints and staff initiated investigations. The industry had previously expressed concerns that the staff initiated investigations were not undertaken on a random basis and did not occur frequently enough. Staff previously recommended that the cost of audits or investigations be recovered from contractors where non-compliance with the Fair Wage Policy or Schedule was determined. To address the concern of the industry, that adequate notice be provided from the City, in order to allow the contractor time to hold funds (associated with the City's audit or investigation costs) from their sub-contractors who were found to be in non-compliance, the revisions to the Fair Wage Policy, Complaints and Non-compliance sections, are being recommended (noted in attached Schedule "A", points (v) and (vii)1.c));

(vi) The changes recommended to the Consequences of Non-compliance section 1 (b) are housekeeping only (noted in attached Schedule "A", point (vii)1.b));

(vii) At the April 23, 1998 meeting with the industry, a request to discuss the proposed staff recommendation to red circle wages and benefits was received and briefly discussed. A separate meeting was held with representatives of LIUNA and the Hamilton Building and Construction Trades Council to review whether or not a consensus could be reached on this issue. The LIUNA and Building Trades representatives suggested that they would be in agreement with a red circling process which commenced on or about January 1, 2001. Staff were concerned with the length of time of the extension to the red circling date of commencement and that there was no limit on the amount of increase which may result to the Fair Wage Schedules prior to January 1, 2001. A consensus was reached and the staff recommendation is to red circle the approved rates and benefits, after January 1, 2000, with a maximum total amount of increase possible of 4.5% (total compensation package) over the current existing rates and benefits on or up to January 1, 2000. The result of this phase in period is that it will be possible for the rates and benefits to increase a maximum of 4.5% above the current rates and benefits before the red circling takes effect.

It is staff's view that the recommendations set out in this report fairly address the differences between the City's Fair Wage Policy and Schedule and the Province of Ontario's Fair Wage Schedule and Labour Conditions.

Appendix "F" referred to in Section 74 of the Recommendations presented to Council dated 1998 September 8

SCHEDULE A

PROPOSED AMENDMENTS TO THE CITY'S FAIR WAGE POLICY

All proposed changes are underlined.

(i) a) Change all references from the Director of Property to the Director of Culture & Recreation.

b) Change all references from "contract" to "construction contract".

(ii) DEFINITIONS

b) "construction contract" means any construction contract or construction maintenance contract of an estimated value of at least one hundred thousand dollars ($100,000.00), entered into between the City and a contractor and the various sub-contracts to that contract.

(iii) PROCEDURES

1.c) (new)The Commissioner of Human Resources or designate will co-ordinate the preparation of an annual report for the appropriate Standing Committee of City Council regarding complaints investigated and audits performed pursuant to the Fair Wage Policy.

2. The City's Director of Culture & Recreation or designate shall notify every person bidding on City construction contracts of the then current Fair Wage Policy and Fair Wage Schedule and shall provide copies of the same to the bidders, upon request, at the City's cost. The contractor and its sub-contractor shall not be responsible for any Fair Wage Schedule rate increases which occur after the closing of the tender for the City construction contract on which the contractor is the successful bidder.

(iv) RECORDS

3. (new)Where the City's Director of Culture & Recreation or designate has determined that a contractor or sub-contractor is in non-compliance with this Fair Wage Policy or the Fair Wage Schedule, such contractor or sub-contractor will be required to separate and provide, to the Director of Culture & Recreation or designate, its records pertaining to the construction contract or work for which it has been found to be in non-compliance.

The contractor or sub-contractor shall be required to provide the said records within thirty (30) calendar days of the date that the City's Director of Culture & Recreation or designate provides notice of such requirement to the contractor or sub-contractor.

Failure to provide these records as required herein may result in the contractor or sub-contractor being subject to the CONSEQUENCES OF NON-COMPLIANCE provisions of this Fair Wage Policy.

(v) COMPLAINTS

Amend the time frame for submitting a complaint to "15 days following substantial performance" from the current "45 days following substantial performance".

Renumber the existing section #3 to #3 (a).

Add a new section (b) to the end of #3, to read: " Whenever a complaint is submitted by a person other than an individual employee of the contractor or sub-contractor involved or named in the complaint, and said contractor and/or sub-contractor is found to be in compliance with the Fair Wage Policy or the Fair Wage Schedule, or both, with respect to the complaint submitted, the City's costs of inspection, audits or other action deemed necessary regarding such complaint shall be assessed against the complainant.

(vi) RANDOM INSPECTION AND AUDITS

retitle to "INSPECTIONS AND AUDITS"

(vii) CONSEQUENCES OF NON-COMPLIANCE

1. The City's Director of Culture & Recreation or designate upon determining that a contractor or sub-contractor is in non-compliance of the Fair Wage Policy or the Fair Wage Schedule, or both:

   a) shall advise the contractor or sub-contractor, in writing, that it has been determined that the contractor or sub-contractor is in non-compliance and that the contractor or sub-contractor is required to comply immediately; and

   b) may withhold the amount of funds by which the contractor or sub-contractor has been determined to be in non-compliance from any payment owed by the City to the contractor until such time as the contractor or sub-contractor complies. The amount of such funds withheld shall not exceed

any payments owed by the City to the contractor under the construction contract or any payments owed by the contractor to the sub-contractor determined to be in non-compliance under the construction contract; and

c) shall assess the cost of the City's inspection, audit or other action as deemed necessary by the City as a result of such determination of non-compliance of the contractor and/or sub-contractor and may deduct such costs from any payment owed by the City to the contractor. The amount of costs assessed shall not exceed any payments owed by the City to the contractor under the construction contract or any payments owed by the contractor to the sub-contractor determined to be in non-compliance under the construction contract, except where the City has notified the contractor of the receipt of a complaint, or the commencement of an inspection or audit within forty-five (45) days following substantial performance of the construction contract or sub-contract in which case, the contractor shall be responsible for all of the City's costs.

75.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 July 16

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: P. Noé Johnson
City Solicitor

SUBJECT: A By-law to Declare the Hamilton East Kiwanis Boys' and Girls' Club, located at 45 Ellis Avenue, Tax Exempt (F&A)

RECOMMENDATION:

That the attached By-law To Declare the Hamilton East Kiwanis Boys' and Girls' Club, located at 45 Ellis Avenue, Tax Exempt be enacted by Council

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See below.

BACKGROUND:

Council, on June 30, 1998, in adopting Section 17 of the 17th Report of the Finance and Administration Committee authorized the City Solicitor to draft a By-law to exempt 45 Ellis Avenue from municipal and school taxation.

The Hamilton East Kiwanis Boys' and Girls' Club has entered into a Municipal Capital Facilities Agreement with the City to operate the Boys' and Girls' Club at 45 Ellis Avenue under Section 210.1 of the Municipal Act. Once a Municipal Capital Facility Agreement is entered into, the Municipality may exempt the property from municipal and school taxation.

PNJ/LEF:as

c.c. Allan C. Ross, Treasurer

Bill No. D-45

The Corporation of the City of Hamilton

By-law No. 98-

To Declare:

45 ELLIS AVENUE TAX EXEMPT

WHEREAS the Hamilton East Kiwanis Boys' and Girls' Club operates, for The Corporation of the City of Hamilton, a municipal capital facility used as a Municipal Community Centre;

AND WHEREAS the Municipal Community Centre is located at 45 Ellis Avenue, Hamilton;

AND WHEREAS 45 Ellis Avenue is owned by The Corporation of the City of Hamilton;

AND WHEREAS Section 210.1 of the Municipal Act, authorizes a Council to enter into agreements for the operation of municipal capital facilities by any person and to exempt from taxation for municipal and school purposes the land, or a portion of it, on which municipal capital facilities are, or will be, located;

AND WHEREAS Ontario Regulation 46/94 as amended by Ontario Regulation 537/96 authorizes municipal capital facility agreements and tax exemptions for municipal capital facilities used as Municipal Community Centres;

AND WHEREAS By-law No. 98-076 was enacted on February 24, 1998 to authorize an Agreement to provide a municipal capital facility between the City and the Hamilton East Kiwanis Boys' and Girls' Club located at 45 Ellis Avenue, Hamilton;

AND WHEREAS the City and the Hamilton East Kiwanis Boys' and Girls' Club have entered into an Agreement to provide for the operation of a Municipal Capital Facility used as a Municipal Community Centre;

AND WHEREAS Council, on June 30, 1996,in adopting Section 17 of the 17th Report of the Finance and Administration Committee authorized this By-law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Hamilton East Kiwanis Boys' and Girls' Club is granted a tax exemption for the Municipal Community Centre located at 45 Ellis Avenue, Hamilton, Ontario.

2. The tax exemption given in Section 2 shall not include taxes or rate levied under Sections 218 or 222 of the Municipal Act.

3. The Clerk shall give written Notice of this By-law to

   (a) The Minister of Education,

   (b) The Assessment Commissioner,

   (c) The Clerk of The Regional Municipality of Hamilton-Wentworth, and

   (d) The Secretaries of the Hamilton Catholic District School Board and The Hamilton-Wentworth District School Board.

4. This By-law takes effect on its date of enactment.

PASSED this day of 1998.

CITY CLERK MAYOR

76.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 August 6

AUG 7 1998

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

FROM: P. Noé Johnson
City Solicitor

SUBJECT: **By-law to Further Reduce Approved Capital Project Debenture Amounts for the Culture and Recreation Department, Public Works and Traffic Department and the Hamilton Public Library Board (F&A)**

RECOMMENDATION:

That the attached By-law to Further Reduce Approved Capital Project Debenture Amounts in the Culture and Recreation Department, Public Works and Traffic Department and the Hamilton Public Library Board by transfers from Reserve Accounts be enacted by Council.

P Noé Johnson

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:

See below.

BACKGROUND:

Council, on July 7, 1998, in adopting Section 37 of the Report of the Committee of the Whole, authorized the City Solicitor to prepare a By-law as follows:

(a) That the City Treasurer be authorized to finalize internal financing arrangements in the total amount of $9,000,000 through a transfer of funds from the Reserve for Replacement of Mobile Equipment, Account Centre No. CH 00101 to the various work-in-progress accounts as outlined in the enclosed Schedule "A", to be repayable over a period of five years based on a 5 year Canada Bond Rate as at June 8, 1998

plus 25 basis points (5.44%); and,

(b) That the City Treasurer be authorized to repay the annual principal and interest charges out of the Current Budget Provision for Capital Financing, Account Centre No. CH 21102 by crediting the Reserve for Replacement of Mobile Equipment, Account Centre No. CH 00101; and,

(c) That the City Solicitor be authorized to revise the appropriate by-law for each capital project, noted in Schedule "A" (attached), to reflect a reduction in the corresponding debenture authority by the amount of reserve transfer noted in Schedule "A"; and,

(d) That the attached Schedule "A" form part of the internal financing arrangement schedule, noted above in the amount of $9,000,000.

The attached By-law reduces $9,000,000 of previously approved Debenture Authority for Capital Projects, through a transfer of Reserve Accounts.

PNJ/LEF:as

c.c. A. Ross, Treasurer
Attention: Nik Adhya

Bill No. D-46

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Authorize:

A BY-LAW TO FURTHER REDUCE APPROVED DEBENTURE AMOUNTS

WHEREAS Council, on July 7, 1998, in adopting Section 37 of the Report of the Committee of the Whole, authorized the use of internal financing for the projects listed on Schedule "A" to this By-law;

AND WHEREAS the previously approved debenture authorization for the projects listed on Schedule "A" is required to be revised as a result of using the internal financing;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. The approved capital debenture financing amount for the Projects listed in Column 1 of Schedule "A" of this By-law is reduced to the figure shown in column 2 of Schedule "A".

2. The proper Officials of The Corporation of the City of Hamilton are hereby directed to do all such things necessary to give effect to this By-law.

PASSED this day of 1998.

CITY CLERK MAYOR

SCHEDULE "A"

PROJECTS	DEBENTURE FUNDING
CULTURE & RECREATION DEPARTMENT:	
1. IVOR WYNNE STADIUM IMPROVEMENTS (Infrastructure)	$ 0 - zero
PUBLIC WORKS AND TRAFFIC:	
2. ROAD & SIDEWALK RECONSTRUCTION PROGRAM	$ 536,385
3. ROAD & SIDEWALK RECONSTRUCTION PROGRAM - PHASE II	$ 0 - zero
4. ROAD & SIDEWALK RECONSTRUCTION PROGRAM	$2,671,000
5. ROADWAY RECONSTRUCTION PROGRAM (Infrastructure)	$ 446,772
6. T. B. MCQUESTON PARK	$1,110,666
7. MOHAWK SPORTS PARK DEVELOPMENT - PHASE I	$ 0 - zero
8. MACASSA PARK REDEVELOPMENT	$ 0 - zero
9. DOWNTOWN PHASE OF FERGUSON AVENUE MASTER PLAN	$ 743,000
HAMILTON PUBLIC LIBRARY:	
10. WESTDALE BRANCH LIBRARY	$ 200,000

77.

CITY OF HAMILTON

- RECOMMENDATION -

DATE: 1998 June 26

REPORT TO: J. J. Schatz, Secretary
Committee of the Whole

JUL 2 1998

FROM: P. Noé Johnson
City Solicitor

SUBJECT: Amendments to By-laws No. 84-191 and No. 86-343 (F&A)

RECOMMENDATION:

That the Penalty Sections of By-laws No. 84-191, the Keeping of Animals, and By-law No. 86-343, Regulation and Control of Cats, be amended.

FINANCIAL/STAFFING/LEGAL IMPLICATIONS:
n/a

BACKGROUND:

By-law No. 84-191 on the Keeping of Animals was enacted on August 28, 1984.
By-law No. 86-343 on the Regulation and Control of Cats was enacted on December 9, 1986. These By-laws are administered by the Hamilton Society for the Prevention of Cruelty to Animals.

The Provincial Offences Act was amended to change the penalty sections of most By-laws from a reference to the Municipal Act to the Provincial Offences Act. While reviewing the By-laws, it was determined that the Penalty Sections have not been amended.

ANALYSIS:

The attached Draft By-law would amend the Penalty Section 5 of By-law No. 84-191 and Section 16 of By-law No. 86-343 to make the sections refer to the Provincial Offences Act.

PNJ/LEF:as

c.c. H.S.P.C.A.
Attention: Dave Lake

Bill No. **D-47**

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Amend:

By-law No. 84-191 Respecting

THE KEEPING OF ANIMALS

and

By-law No. 86-343

TO REGULATE AND CONTROL CATS

WHEREAS By-law No. 84-191 on the Keeping of Animals was enacted on August 28, 1984;

AND WHEREAS By-law No. 86-343, to Regulate and Control Cats, was enacted on December 9, 1996;

AND WHEREAS the Municipal Act and the Provincial Offences Act have been amended;

AND WHEREAS it is desirable to Amend the Penalty Sections of the said By-laws;

AND WHEREAS Council, on September 8th, 1998, authorized the Amendment of By-law No. 84-191 respecting The Keeping of Animals and By-law No. 86-343 To Regulate and Control Cats.

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 5 of By-law No. 84-191 is repealed and replaced by the following:

   "Any person who contravenes a Section of this By-law is guilty of an offence and is liable upon conviction to the Penalties specified by Section 61 of the Provincial Offences Act, R.S.O. 1990, Chapter P.33."

2. Section 16 of By-law No. 86-343 is repealed and is replaced by the following:

   "Any person who contravenes a Section of this By-law is guilty of an offence and is liable upon conviction to the Penalties specified by Section 61 of the Provincial Offences Act, R.S.O. 1990, Chapter P.33."

PASSED this day of 1998.

CITY CLERK MAYOR

FINANCE AND ADMINISTRATION COMMITTEE

RELATED BY-LAWS

Bill No. D-45

The Corporation of the City of Hamilton

By-law No. 98-

To Declare:

45 ELLIS AVENUE TAX EXEMPT

WHEREAS the Hamilton East Kiwanis Boys' and Girls' Club operates, for The Corporation of the City of Hamilton, a municipal capital facility used as a Municipal Community Centre;

AND WHEREAS the Municipal Community Centre is located at 45 Ellis Avenue, Hamilton;

AND WHEREAS 45 Ellis Avenue is owned by The Corporation of the City of Hamilton;

AND WHEREAS Section 210.1 of the Municipal Act, authorizes a Council to enter into agreements for the operation of municipal capital facilities by any person and to exempt from taxation for municipal and school purposes the land, or a portion of it, on which municipal capital facilities are, or will be, located;

AND WHEREAS Ontario Regulation 46/94 as amended by Ontario Regulation 537/96 authorizes municipal capital facility agreements and tax exemptions for municipal capital facilities used as Municipal Community Centres;

AND WHEREAS By-law No. 98-076 was enacted on February 24, 1998 to authorize an Agreement to provide a municipal capital facility between the City and the Hamilton East Kiwanis Boys' and Girls' Club located at 45 Ellis Avenue, Hamilton;

AND WHEREAS the City and the Hamilton East Kiwanis Boys' and Girls' Club have entered into an Agreement to provide for the operation of a Municipal Capital Facility used as a Municipal Community Centre;

AND WHEREAS Council, on June 30, 1996,in adopting Section 17 of the 17th Report of the Finance and Administration Committee authorized this By-law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. The Hamilton East Kiwanis Boys' and Girls' Club is granted a tax exemption for the Municipal Community Centre located at 45 Ellis Avenue, Hamilton, Ontario.

2. The tax exemption given in Section 2 shall not include taxes or rate levied under Sections 218 or 222 of the Municipal Act.

3. The Clerk shall give written Notice of this By-law to

   (a) The Minister of Education,

   (b) The Assessment Commissioner,

   (c) The Clerk of The Regional Municipality of Hamilton-Wentworth, and

   (d) The Secretaries of the Hamilton Catholic District School Board and The Hamilton-Wentworth District School Board.

4. This By-law takes effect on its date of enactment.

PASSED this day of 1998.

CITY CLERK MAYOR

Bill No.

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Authorize:

A BY-LAW TO FURTHER REDUCE APPROVED DEBENTURE AMOUNTS

WHEREAS Council, on July 7, 1998, in adopting Section 37 of the Report of the Committee of the Whole, authorized the use of internal financing for the projects listed on Schedule "A" to this By-law;

AND WHEREAS the previously approved debenture authorization for the projects listed on Schedule "A" is required to be revised as a result of using the internal financing;

NOW THEREFORE the Council of the Corporation of the City of Hamilton enacts as follows:

1. The approved capital debenture financing amount for the Projects listed in Column 1 of Schedule "A" of this By-law is reduced to the figure shown in column 2 of Schedule "A".

2. The proper Officials of The Corporation of the City of Hamilton are hereby directed to do all such things necessary to give effect to this By-law.

PASSED this day of 1998.

CITY CLERK MAYOR

SCHEDULE "A"

PROJECTS	DEBENTURE FUNDING
CULTURE & RECREATION DEPARTMENT:	
1. IVOR WYNNE STADIUM IMPROVEMENTS (Infrastructure)	$ 0 - zero
PUBLIC WORKS AND TRAFFIC:	
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HAMILTON PUBLIC LIBRARY:	
10. WESTDALE BRANCH LIBRARY	$ 200,000

Bill No.

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Amend:

By-law No. 84-191 Respecting

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and

By-law No. 86-343

TO REGULATE AND CONTROL CATS

WHEREAS By-law No. 84-191 on the Keeping of Animals was enacted on August 28, 1984;

AND WHEREAS By-law No. 86-343, to Regulate and Control Cats, was enacted on December 9, 1996;

AND WHEREAS the Municipal Act and the Provincial Offences Act have been amended;

AND WHEREAS it is desirable to Amend the Penalty Sections of the said By-laws;

AND WHEREAS Council, on (specify), in adopting Section (specify) of the (specify) Report of the (specify) Committee authorized this By-law;

NOW THEREFORE the Council of The Corporation of the City of Hamilton enacts as follows:

1. Section 5 of By-law No. 84-191 is repealed and replaced by the following:

   "Any person who contravenes a Section of this By-law is guilty of an offence and is liable upon conviction to the Penalties specified by Section 61 of the Provincial Offences Act, R.S.O. 1990, Chapter P.33."

2. Section 16 of By-law No. 86-343 is repealed and is replaced by the following:

   "Any person who contravenes a Section of this By-law is guilty of an offence and is liable upon conviction to the Penalties specified by Section 61 of the Provincial Offences Act, R.S.O. 1990, Chapter P.33."

PASSED this day of 1998.

CITY CLERK MAYOR

Bill No. **D-47**

The Corporation of the City of Hamilton

BY-LAW NO. 98-

To Amend:

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and

By-law No. 86-343

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PASSED this day of 1998.

CITY CLERK MAYOR

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THE REGIONAL MUNICIPALITY OF HAMILTON-WENTWORTH and **THE CORPORATION OF THE CITY OF HAMILTON**

NOTICE OF JOINT MEETING OF COUNCILS

URBAN MUNICIPAL

SEP 24 1998

GOVERNMENT DOCUMENTS

DATE: Friday, September 25, 1998

TIME: 10:00 a.m. to Noon (approximately)

PLACE: Webster Rooms B&C, 3rd Floor
Hamilton Convention Centre

SUBJECT: Reports of the City Manager respecting the Amalgamated Structure for the City/Region:

a) Appointments of the General Managers for the Corporate Services and Finance Divisions;
b) Structure of the Transportation and Operations Division

NOTE: **Immediately following this joint meeting of City/Regional Council, City Council and Regional Council will convene, respectively, to formally consider these items.**

LS/
September 23, 1998




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MADE IN USA
50505 259 71
BLACK/NOIR/NEGRO

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